



JOURNAL
OF THE
House of Representatives
OF THE
STATE OF GEORGIA,
AT THE
CALLED SESSION
OF THE
GENERAL ASSEMBLY,
COMMENCED AT ATLANTA,
JULY 4th, 1868.

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JOURNAL
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ATLANTA, GEORGIA,

SATURDAY, JULY 4th, 1868.

Pursuant to General Orders No. 98, issued from Headquarters Third Military District (Department of Georgia Florida and Alabama,) dated Atlanta, Georgia, July 3d, 1868 the Honorable R. B. Bullock, Governor elect of the State of Georgia, proceeded to organize the House of Representatives.

Jackson T. Taylor was requested to act as Secretary, and S. C. Johnson, Esq., as assistant.

By direction of the Governor elect, acting as Chairman, the Secretary read an act of the Congress of the United States entitled "An act to admit the States of North Carolina, South Carolina, Louisiana, Georgia, Alabama and Florida, to representation in Congress," the proclamation of the Governor elect convening the General Assembly, General Order No. 98 and General Order No. 90, as herein recorded, to-wit:

[PUBLIC—No. 44.]

AN ACT to admit the States of North Carolina, South Carolina, Louisiana, Georgia, Alabama, and Florida, to representation in Congress.

Whereas, The People of North Carolina, South Carolina, Louisiana, Georgia, Alabama, and Florida have, in pursuance of the provisions of an act entitled "An act for the more

efficient government of the rebel States," passed March second, eighteen hundred and sixty-seven, and the acts supplementary thereto, framed constitutions of State government which are republican, and have adopted said constitutions by large majorities of the votes cast at the elections held for the ratification or rejection of the same: Therefore,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That each of the States of North Carolina, South Carolina, Louisiana, Georgia, Alabama and Florida, shall be entitled and admitted to representation in Congress as a State of the Union when the Legislature of such State shall have duly ratified the amendment to the Constitution of the United States proposed by the thirty-ninth Congress, and known as article fourteen, upon the following fundamental conditions: That the constitutions of neither of said States shall ever be so amended or changed as to deprive any citizen or class of citizens of the United States of the right to vote in said State, who are entitled to vote by the constitution thereof herein recognized, except as a punishment for such crimes as are now felonies at common law, whereof they shall have been duly convicted under laws equally applicable to all the inhabitants of said State: *Provided,* That any alteration of said constitution may be made with regard to the time and place of residence of voters; and the State of Georgia shall only be entitled and admitted to representation upon this further fundamental condition: that the first and third subdivisions of section seventeen of the fifth article of the constitution of said State, except the proviso to the first subdivision, shall be null and void, and that the General Assembly of said State by solemn public act shall declare the assent of the State to the foregoing fundamental condition.

SEC. 2. *And be it further enacted,* That if the day fixed for the first meeting of the Legislature of either of said States by the constitution or ordinance thereof shall have passed or have so nearly arrived before the passage of this act that there shall not be time for the Legislature to assemble at the period fixed, such Legislature shall convene at the end of twenty days from the time this act takes effect, unless the Governor elect shall sooner convene the same.

SEC. 3. *And be it further enacted,* That the first section of this act shall take effect as to each State, except Georgia, when such State shall, by its Legislature, duly ratify article fourteen of the amendments to the Constitution of the United States, proposed by the thirty-ninth Congress, and as to the State of Georgia when it shall in addition give the assent of said State to the fundamental condition hereinbe-

fore imposed upon the same; and thereupon the officers of each State duly elected and qualified under the constitution thereof shall be inaugurated without delay; but no person prohibited from holding office under the United States, or under any State, by section three of the proposed amendment to the Constitution of the United States, known as article fourteen, shall be deemed eligible to any office in either of said States, unless relieved from disability as provided in said amendment; and it is hereby made the duty of the President within ten days after receiving official information of the ratification of said amendment by the Legislature of either of said States to issue a proclamation announcing that fact.

SCHUYLER COLFAX,
Speaker of the House of Representatives.
B. F. WADE,
President of the Senate pro tempore.

IN THE HOUSE OF REPRESENTATIVES, U. S.,
June 25th, 1868.

The President of the United States, having returned to the House of Representatives, in which it originated, the bill entitled "An act to admit the States of North Carolina, South Carolina, Louisiana, Georgia, Alabama, and Florida, to representation in Congress," with his objections thereto, the House of Representatives proceeded, in pursuance of the Constitution, to reconsider the same; and

Resolved, That the said bill do pass, two-thirds of the House of Representatives agreeing to pass the same.

Attest: EDW'D. MCPHERSON,
Clerk H. R. U. S.

IN SENATE OF THE UNITED STATES,
June 25, 1868.

The Senate having proceeded, in pursuance of the Constitution, to reconsider the bill entitled "An act to admit the States of North Carolina, South Carolina, Louisiana, Georgia, Alabama, and Florida to representation in Congress," returned to the House of Representatives by the President of the United States, with his objections, and sent by the House of Representatives to the Senate, with the message of the President returning the bill:

Resolved, That the bill do pass, two-thirds of the Senate agreeing to pass the same.

Attest: GEO. C. GORHAM,
Secretary of the Senate.

PROCLAMATION.

BY THE GOVERNOR ELECT.

Under authority granted by an Act of Congress, entitled an "Act to admit the States of North Carolina, South Carolina, Louisiana, Georgia, Alabama and Florida, to representation in Congress," which this day becomes a law, the persons who were elected Members of the General Assembly of this State, at an election held on the 20th, 21st, 22d and 23d days of April last, and who are eligible to office under said Act, are hereby notified to convene in the city of Atlanta, at twelve o'clock, noon, on Saturday, the 4th day of July next.

RUFUS B. BULLOCK,

Governor Elect of the State of Georgia.

Augusta, Ga., June 25th, 1868.

HEADQUARTERS THIRD MILITARY DISTRICT,

(DEPARTMENT OF GEORGIA, FLORIDA AND ALABAMA,)

ATLANTA, GEORGIA, JULY, 3, 1868.

GENERAL ORDERS, }
 No. 98. }

Whereas, By virtue of the Act of Congress which became a law, June 25th, 1868, and the proclamation of the Governor elect, issued in conformity therewith, the assembling of the two Houses of Legislature on the 4th instant, is directed; and whereas, the usual mode of organizing legislative bodies is, in this instance, impracticable; *therefore, it is ordered*,

That the Honorable R. B. BULLOCK, Provisional Governor of the State, proceed at 12 M., on the 4th instant, to effect such preliminary organization of both Houses of the Legislature, as will enable the same to enter upon the discharge of the duties assigned them by law.

By order of MAJOR GENERAL MEADE:

R. C. DRUM,
 Assistant Adjutant General.

Official:

GEO. MEADE, A. D. C.

HEADQUARTERS THIRD MILITARY DISTRICT,

(DEPARTMENT OF GEORGIA, FLORIDA AND ALABAMA.)

ATLANTA, GEORGIA, JUNE 25, 1868.

GENERAL ORDERS, }
No. 90. }

From the returns made by the Boards of Registration of the election held in the State of Georgia for a Governor, Members of the General Assembly and other officers, under the provisions of General Orders No. 40, issued from these Headquarters, which election commenced on the 20th day of April, 1868, and continued 4 days, it appears :

1. That at the said election, Hon. R. B. BULLOCK received a majority of all the votes cast for Governor of the State of Georgia.

2. That, at said election, the following named persons were elected Senators in the General Assembly of said State, from the respective Senatorial Districts in which they were chosen, viz :

1st Dist.	A. A. Bradley.	23d Dist.	W J. Anderson.
2d "	T. G. Campbell, Sr.	24th "	B. B. Hinton.
3d "	E. D. Graham.	25th "	E. J. Higbee.
4th "	J. M. Coleman.	26th "	A. D. Nunnally.
5th "	A. Corbit.	27th "	John Harris.
6th "	Joshua Griffin.	28th "	W F. Jordan.
7th "	M. C. Smith.	29th "	Josiah Sherman.
8th "	B. F. Brutton.	30th "	J H. McWhorter.
9th "	R. T. Nisbet.	31st "	William F. Bowers.
10th "	F. O. Welch.	32d "	Jno. C. Richardson.
11th "	C. B. Wooten.	33d "	A. M. Stringer.
12th "	C. R. Moore.	34th "	Milton A. Candler.
13th "	Wm. B. Jones.	35th "	W T. Winn.
14th "	John J. Collier.	36th "	W C. Smith.
15th "	W T. McArthur.	37th "	W W Merrell.
16th "	H. Hicks.	38th "	Walker Brock.
17th "	McW. Hungerford.	39th "	A. W Holcomb.
18th "	Benj. Conley.	40th "	C. J. Wellborn.
19th "	Joseph Adkins.	41st "	John Dickey.
20th "	George Wallace.	42d "	John T. Burns.
21st "	William Griffin.	43d "	Joel C. Fain.
22d "	T. J. Speer.	44th "	B. R. McCutchin.

3. That, at said election, the following named persons were elected Representatives in the General Assembly of said State, from the counties to their names respectively attached, viz :

Appling: Isham Raddish.

Baker: A. M. George. *Baldwin*: Peter O'Neal. *Banks*: William R. Bell. *Berrien*: Thomas Paulk. *Bibb*: H. M. Turner, J. Fitzpatrick and J. E. J. Franks. *Brooks*: W. A. Lane. *Bryant*: W. L. Houston. *Bulloch*: W. M. Hall. *Burke*: M. Claiborn, John Warren and John A. Madden. *Butts*: T. M. Harkness.

Chatham: C. K. Osgood, James Porter and James M. Sims. *Camden*: Virgil Hillyer. *Campbell*: W. S. Zellars. *Carroll*: John Long. *Cass, or Bartow*: F. M. Ford and M. J. Crawford. *Catoosa*: A. S. Fowler. *Chattahoochee*: W. A. McDougald. *Charlton*: F. M. Smith. *Chattooga*: C. C. Cleghorn. *Calhoun*: Franklin L. Pepper. *Cherokee*: N. J. Perkins. *Clarke*: Madison Davis and A. Richardson. *Clay*: R. A. Turnipseed. *Clayton*: A. E. Cloud. *Clinch*: G. Lastinger. *Columbia*: J. M. Rice and Romulus Moore. *Coffee*: J. R. Smith. *Coweta*: F. M. Scroggins and P. Sewell. *Cobb*: W. D. Anderson and N. N. Gober. *Colquitt*: W. W. Watkins. *Crawford*: W. G. Vinson.

Dade: Jas. C. Nisbet. *Dawson*: Joseph L. Perkins. *Decatur*: B. F. Powell and John Higdon. *DeKalb*: W. H. Clarke. *Dooly*: Hiram Williams. *Dougherty*: Philip Joiner and A. R. Reed.

Early: H. C. Fryer. *Echols*: R. W. Phillips. *Effingham*: Morgan Rawls. *Elbert*: U. O. Tate. *Emanuel*: J. A. Brinson.

Fannin: Alexander Hearn. *Fayette*: P. H. Brassell. *Floyd*: Dunlap Scott and M. Ballanger. *Forsyth*: H. C. Kellogg. *Franklin*: James A. Harrison. *Fulton*: E. M. Taliaferro, J. E. Gullatt and V. P. Sisson.

Gilmer: Jas. M. Ellis. *Glasscock*: J. H. Nunn. *Glynn*: R. B. Hall. *Gordon*: R. A. Donaldson. *Greene*: R. L. McWhorter and A. Colby. *Gwinnett*: Louis Nash and R. M. Parkes.

Hubersham: W. S. Erwin. *Hall*: David Whelchell. *Hancock*: W. H. Harrison and E. Barnes. *Haralson*: W. N. Williams. *Hart*: James Allen. *Harris*: W. J. Hudson and Samuel Williams. *Heard*: M. Shackelford. *Henry*: J. A. Maxwell. *Houston*: J. W. Mathews, C. C. Duncan and M. R. Felder.

Jackson: A. T. Bennett. *Jasper*: T. M. Allen. *Jefferson*: Benjamin Ayre and Alexander Stone. *Johnson*: J. W. Meadows. *Jones*: W. T. McCullough.

Laurens: George Linder. *Lee*: Samuel Lindsay and G. Page. *Liberty*: W. A. Golden. *Lincoln*: Platt Madison. *Lowndes*: John W. O'Neal. *Lumpkin*: W. P. Price.

Macon: Robert Lumpkin and F. H. Fyall. *Madison*: J. B. Moon. *Marion*: William M. Butt. *McIntosh*: T. G. Campbell, Jr. *Meriwether*: P. W. Chambers and W. H. F. Hall. *Monroe*: W. A. Ballard and G. H. Clowers. *Miller*: F. M. D. Hopkins. *Milton*: G. M. Hook. *Mitchell*: J. M.

Burtz: Montgomery: John J. McArthur. *Morgan*: A. J. Williams and Monday Floyd. *Murray*: J. N. Harris. *Muscogee*: James G. Maull and Abraham Smith.

Newton: A. H. Lee and John F. Harden.

Oglethorpe: James W. Adkins and James Cunningham.

Paulding: S. F. Strickland. *Pickens*: S. A. Darnell. *Pierce*: R. W. Carpenter. *Pike*: R. A. Seale. *Polk*: L. H. Walthall. *Pulaski*: J. M. Buchan and S. F. Saulter. *Putnam*: S. C. Prudden.

Quitman: L. C. A. Warren.

Rabun: McKinzey Fincannon. *Randolph*: W. M. Tumlin and David Goff. *Richmond*: E. Tweedy, J. E. Bryant and T. P. Baird.

Schley: Thomas F. Rainey. *Scriven*: W. D. Hamilton. *Spalding*: J. T. Ellis. *Stewart*: C. C. Humber and J. K. Barnum. *Sumter*: G. N. Harper and John A. Cobb.

Talbot: Marion Bethune and J. T. Costin. *Taliaferro*: W. F. Holden. *Tatnall*: Robert C. Surrency. *Taylor*: Frank Wilchar. *Terrell*: F. M. Harper. *Thomas*: J. R. Evans and W. C. Carson. *Towns*: George W. Johnson. *Troup*: J. H. Caldwell and J. T. McCormick. *Twiggs*: Haywood Hughes.

Union: John H. Penland. *Upson*: John C. Drake.

Walker: W. B. Gray. *Walton*: John B. Sorrels. *Warren*: John Neal and S. Gardner. *Ware*: Joseph D. Smith. *Washington*: R. W. Flournoy and William G. Brown. *Wayne*: G. W. Rumph. *Webster*: G. S. Rosser. *White*: C. H. Kytle. *Whitfield*: J. E. Shumate. *Wilcox*: Darling Johnson. *Wilkes*: Richard Bradford and E. Belcher. *Wilkinson*: C. H. Hooks. *Worth*: James M. Rouse.

By order of MAJOR GENERAL MEADE:

R. C. DRUM,
Assistant Adjutant General.

Official:

GEO. MEADE, A. D. C.

The Secretary then proceeded to call the roll, when the following members elect, of the House of Representatives, answered to their names, to-wit:

A. M. George.	W. H. Hall.	W. S. Zellars.
Peter O'Neal.	M. Claiborn.	John Long.
William R. Bell.	John Warren.	F. M. Ford.
H. M. Turner.	John A. Madden.	M. J. Crawford.
J. Fitzpatrick.	T. M. Harkness.	A. S. Fowler.
J. E. J. Franks.	C. K. Osgood.	W. A. McDougald.
W. A. Lane.	Jas. Porter.	C. C. Cleghorn.
U. L. Houston.	J. M. Sims.	F. L. Pepper.

N. J. Perkins.	E. Barnes.	R. W. Carpenter.
M. Davis.	James Allen.	R. A. Seale.
A. Richardson.	W I. Hudson.	L. H. Walthall.
R. A. Turnipseed.	S. Williams.	J. M. Buchan.
A. E. Cloud.	M. Shackelford.	S. F. Saulter.
G. Lastinger.	J A. Maxwell.	S. C. Prudden.
J. M. Rice.	J. W. Mathews.	L. C. A. Warren.
Romulus Moore.	C. C. Duncan.	W M. Tumlin.
J. R. Smith.	H. R. Felder.	David Goff.
F. M. Scroggins.	A. T. Bennett.	E. Tweedy.
P. Sewell.	T. M. Allen.	J. E. Bryant.
W D. Anderson.	Benjamin Ayre.	T. P. Baird.
N. N. Gober.	Alexander Stone.	Thomas F Rainey.
W G. Vinson.	J. W. Meadows.	W D. Hamilton.
Jas. C. Nisbet.	W T. McCullough.	J. T. Ellis.
J. L. Perkins.	George Linder.	C. C. Humber.
John Higdon.	Samuel Lindsay.	J K. Barnum.
W H. Clarke.	G. F. Page.	G. R. Harper.
H. Williams.	W A. Golden.	John A. Cobb.
Phillip Joiner.	Platt Madison.	M. Bethune.
A. R. Read.	John W O'Neal.	W F. Holden.
H. C. Fryer.	W P. Price.	Frank Wilchar.
R. W. Phillips.	R. Lumpkin.	F. M. Harper.
Morgan Rawls.	F. H. Fyall.	W C. Carson.
U. O. Tate.	J. B. Moon.	J. H. Caldwell.
P H. Brassell.	Wm. M. Butt.	J. T. McCormick.
Dunlap Scott.	T. G. Campbell, Jr.	Haywood Hughes.
M. Ballanger.	P. W. Chambers.	J. H. Penland.
H. C. Kellogg.	W H. F. Hall.	J. C. Drake.
J. A. Harrison.	W A. Ballard.	W B. Gray.
E. M. Taliaferro.	G. H. Clowers.	J. B. Sorrells.
J. E. Gullatt.	F. M. D. Hopkins.	John Neal.
V P. Sisson.	G. M. Hook.	S. Gardner.
J. M. Nunn.	J. M. Burtz.	J D. Smith.
R. B. Hall.	Monday Floyd.	R. W. Flournoy.
R. A. Donaldson.	J. N. Harris.	W G. Brown.
R. L. McWhorter.	James G. Maull.	G. S. Rosser.
A. Colby.	Abraham Smith.	C. H. Kytile.
Louis Nash.	A. H. Lee.	J. E. Shumate.
R. M. Parks.	J F. Harden.	D. Johnson.
W S. Erwin.	James W Adkins.	E. Belcher.
David Welchell.	J. Cunningham.	C. H. Hooks.
W H. Harrison.	S. S. Strickland.	Jas. M. Rouse.

By order of MAJOR GENERAL MEADE:

R. C. DRUM,

Assistant Adjutant General.

Official:

GEO. MEADE, A. D. C.

The roll was called, when the following members presented themselves and took the oath of office, which was administered by the Hon. John Erskine, Judge of the United States District, for the District of Georgia, viz :

A. M. George.	R. W. Phillips.	Wm. M. Butt.
Peter O'Neal.	Morgan Rawls.	T. G. Campbell, Jr.
Wm. R. Bell.	U. O. Tate.	P. W. Chambers.
H. M. Turner.	P. H. Brassell.	W. H. F. Hall.
J. Fitzpatrick.	Dunlap Scott.	W. A. Ballard.
J. E. J. Franks.	M. Ballanger.	G. H. Clowers.
W. A. Lane.	H. C. Kellogg.	F. M. D. Hopkins.
U. L. Houston.	J. A. Harrison.	G. M. Hook.
W. H. Hall.	E. M. Taliaferro.	J. M. Burtz.
M. Claiborn.	J. E. Gullatt.	Monday Floyd.
John Warren.	V. P. Sisson.	J. N. Harris.
John A. Madden.	J. H. Nunn.	Jas. G. Maull.
T. M. Harkness.	R. B. Hall.	A. Smith.
C. K. Osgood.	R. A. Donaldson.	A. H. Lee.
Jas. Porter.	R. L. McWhorter.	J. F. Harden.
Jas. M. Sims.	A. Colby.	J. F. Adkins.
W. S. Zellars.	Louis Nash.	J. Cunningham.
John Long.	R. M. Parkes.	S. L. Strickland.
F. M. Ford.	W. S. Erwin.	R. W. Carpenter.
M. J. Crawford.	D. Welchell.	R. A. Seale.
A. S. Fowler.	W. H. Harrison.	L. H. Walthall.
W. A. McDougald.	E. Barnes.	J. M. Buchan.
C. C. Cleghorn.	James Allen.	S. F. Saulter.
F. L. Pepper.	W. I. Hudson.	S. C. Prudden.
N. J. Perkins.	S. Williams.	L. C. A. Warren.
M. Davis.	M. Shackelford.	W. M. Tumlin.
A. Richardson.	J. A. Maxwell.	David Goff.
R. A. Turnipseed.	J. W. Mathews.	E. Tweedy.
A. E. Cloud.	C. C. Duncan.	J. E. Bryant.
G. Lastinger.	H. R. Felder.	T. P. Baird.
J. M. Rice.	A. T. Bennett.	T. F. Rainey.
Romulus Moore.	T. M. Allen.	W. D. Hamilton.
J. R. Smith.	Benjamin Ayre.	J. T. Ellis.
F. M. Scroggins.	A. Stone.	C. C. Humber.
P. Sewell.	J. W. Meadows.	J. K. Barnum.
W. D. Anderson.	W. T. McCullough.	G. R. Harper.
N. N. Gober.	George Linder.	John. A. Cobb.
W. G. Vinson.	S. Lindsay.	M. Bethune.
Jas. C. Nisbet.	G. F. Page.	W. F. Holden.
J. L. Perkins.	W. A. Golden.	Frank Wilchar.
John Higdon.	Platt Madison.	F. M. Harper.
W. H. Clarke.	John W. O'Neal.	W. C. Carson.
Hiram Williams.	W. P. Price.	J. H. Caldwell.
Phillip Joiner.	R. Lumpkin.	J. T. McCormick.
A. R. Read.	F. H. Fyall.	Haywood Hughes.
H. C. Fryer.	J. B. Moon.	J. H. Penland.

John. C. Drake.	J. D. Smith.	S. E. Shumate.
W. B. Gray.	R. W. Flournoy.	D. Johnson.
John. B. Sorrells.	Wm. G. Brown.	E. Belcher.
John Neal.	G. S. Rosser.	C. H. Hooks.
S. Gardner.	C. H. Kytle.	J. M. Rouse.

By order of MAJOR GENERAL MEADE :

R. C. DRUM,
Assistant Adjutant General.

Official :

GEO. MEADE, A. D. C.

The election of Speaker of the House of Representatives, by a *viva voce* vote, was ordered by the Chairman.

The Secretary proceeded to call the roll, when Mr. Scott, of Floyd, moved an adjournment.

The Chairman decided the motion out of order. Mr. Scott appealed to the House. The Chairman declared that there could be no appeal except to the military. Mr. Scott appealed to the military. The Secretary proceeded with the call of the roll which resulted as follows, to-wit :

The Hon. R. L. McWhorter, from the county of Greene, received seventy-six votes.

The Hon. W. T. Price, from the county of Lumpkin, received seventy-four votes.

The Hon. W. F. Holden, from the county of Taliaferro, received one vote.

The Hon. R. L. McWhorter having received a majority of all the votes cast, was declared, by the Chairman, duly elected Speaker of the House of Representatives. The Hons. W. P. Price and W. F. Holden, were appointed a committee to conduct the Speaker elect to the Chair.

Mr. Johnson asked permission for Mr. Price to change his vote, stating that it had been cast for Mr. McWhorter under the impression that Mr. McWhorter had voted for him, when in fact, he had cast his vote for Mr. Holden.

The Chairman stated that the vote had been announced, Mr. McWhorter declared duly elected, and a committee appointed to conduct him to the Chair; therefore, that no alteration of the vote which would affect the result, was admissible.

The committee having performed the duty assigned, the Governor elect yielded the Chair, and the Speaker proceeded to address the House.

Having concluded his address, he declared the election for Clerk of the House of Representatives in order, and directed the Secretary to proceed with the call of the roll for that purpose.

At this juncture, a motion was made that the House adjourn until 9½ o'clock, A. M., Monday, which motion prevailed, and the Speaker declared the House adjourned accordingly.

MONDAY, July 6th, 1868.

9½ o'clock, A. M.

The House met pursuant to adjournment. Prayer by Rev. Mr. Quillain.

The Secretary proceeded to call the roll. A quorum was found present. The Journal was read.

The following members elect presented themselves and took the oath of office, the same being administered by the Hon. William Gibson, Judge of the Superior Court for the Middle Circuit, to-wit:

Messrs. Raddish, Brinson, Haren, James M. Ellis, Clowers, McArthur, Darnell, Costin, Surrency and Rumph.

The Speaker announced the election of Clerk of the House of Representatives as the first business in order, whereupon the Secretary proceeded to call the roll for that purpose, with the following result, to-wit:

M. A. Harden, Esq., of the county of Bartow, received eighty-three votes.

S. C. Johnson, of the county of Dawson, received seventy-eight votes.

M. A. Harden having received a majority of all the votes cast, was declared, by the Speaker, duly elected Clerk of the House of Representatives.

The Secretary of the Governor elect yielded the desk to the Clerk of the House of Representatives, who advanced to the desk, and together with L. Carrington, as assistant Clerk, and H. F. Merrell, as journalizing Clerk, took the oath of office.

The House then proceeded with the election for a Messenger, the members voting *viva voce*, when, on receiving and counting up the vote, it appeared that

Jesse Oslin	had received	98	votes.
L. Sommers	"	2	"
Thos. Pittman	"	2	"
G. H. Dwelle	"	11	"
M. Cargyle	"	6	"

W. R. Hurt	had received	3	votes,
W. H. Wilcher	"	2	"
J. A. Watkins	"	22	"
G. W. Bancroft	"	3	"

Mr. Jesse Oslin having received a majority of the whole number of votes cast, was declared duly elected Messenger.

The House then proceeded with the election of a Door Keeper, the members voting *viva voce*, and on receiving and counting up the vote, it appeared that

S. A. Burdock	had received	16	votes.
C. W. Frazier	"	1	"
James H. Waters	"	3	"
L. Thomas	"	2	"
Charles McKinnie	"	1	"
E. W. Clements	"	2	"
Berry Chapman	"	2	"
E. L. Crow	"	1	"
J. L. Johnson	"	14	"
J. M. Monk	"	1	"
G. W. Anderson	"	24	"
R. F. Lineberger	"	34	"
J. M. Harris	"	1	"
W. W. White	"	2	"
D. A. King	"	5	"
J. F. Scoggins	"	21	"
G. H. Dwelle	"	1	"

No person having received a majority of the whole number of votes cast, a second election was declared in order, when Mr. Bryant, of Richmond, moved that the House adjourn until 12 o'clock to-morrow, upon which motion the ayes and nays were required to be recorded, and resulted in ayes 77, and nays 84.

Those voting in the affirmative are Messrs:

Anderson,	Colby,	Fyall,
Allen, of Jasper,	Chapbell,	Floyd,
Ayer,	Chambers,	Gardner,
Bell, of Banks,	Clower,	Golden,
Brinson,	Cunningham,	Houston,
Brassell,	Carpenter,	Haren,
Barnes,	Costin,	Harrison, of
Butt,	Carson,	Franklin,
Buchan,	Caldwell,	Harrison, of
Bryant,	Davis,	Hancock,
Beard,	Darnell,	Hall, of Meriwether,
Belchar,	Ellis, of Gilmer,	Hopkins,
Bethune,	Fitzpatrick,	Harden,
Claiborne,	Franks,	Humber,

Holden,	Neal,	Sewell,
Hughes,	O'Niel, of Baldwin,	Stone,
Hooks,	Osgood,	Smith, of Muscogee,
Joiner,	O'Neal, of Lowndes,	Salter,
Lastinger,	Porter,	Strickland,
Linder,	Perkins, of Dawson,	Tweedy,
Lee,	Page,	Turner,
Lumpkin,	Prudden,	Warren, of Burke,
Madden,	Richardson,	Williams, of Harris,
Maxwell,	Rice,	Williams, of
Madison,	Read,	Morgan,
Moore,	Sims,	Zellars.
McCormick,	Scroggins,	

Those voting in the negative are Messrs :

Allen, of Hart,	Harkness,	Phillips,
Atkins,	Hall, of Glynn.	Penland,
Ballanger,	Hudson,	Raddish,
Bennett,	Harris,	Rawls,
Ballard,	Hamilton,	Rainey,
Burtz,	Hook,	Rumph,
Barnum,	Harper, of Sumter,	Rosser,
Brown,	Harper, of Terrell,	Rouse,
Crawford,	Higdon,	Smith, of Coffee,
Cleghorn,	Johnson, of Wilcox,	Scott,
Cloud,	Kellogg,	Sisson,
Clarke,	Kyle,	Shackleford,
Cobb,	Lane, of Brooks,	Seales,
Donaldson,	Long,	Surrency,
Duncan,	McDougald,	Sorrells,
Drake,	Mathews,	Smith, of Ware,
Erwin,	Meadows,	Shumate,
Ellis, of Spalding,	McCullough,	Turnipseed,
Ford,	Moon,	Tate,
Fowler,	McArthur,	Taliaferro,
Fryer,	Maul,	Tumlin,
Felder,	Nunn,	Vinson,
Flournoy,	Nisbet,	Williams, of Dooly,
George,	Nash,	Welchell,
Gober,	Pepper,	Walthall,
Gullatt,	Perkins, of	Warren, of
Goff,	Cherokee,	Quittman,
Gray,	Parke,	Wilcher,
Hall, of Bulloch,	Price,	

Yeas, 77 ; nays, 84. So the motion was lost.

The House then proceeded with a second vote for a door-keeper, and on receiving and counting up the vote it appeared that

G. W. Anderson	had received	30	votes,
Berry Chapman	"	2	"
R. F. Lineberger	"	60	"
Wm. Adkins	"	6	"
J. F. Scoggins	"	9	"
J. A. Jackson	"	40	"

No person having received a majority of the whole number of votes cast, a third vote was ordered, when, on motion of the Hon. Mr. Tumlin, of Randolph, the House adjourned until 12 o'clock to-morrow.

TUESDAY, July 7th, 1868.

12 o'clock, M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Cloud.

The following members appeared, produced their credentials, and having taken the oath prescribed by the Constitution of the State, took their seats, to-wit:

From the county of Haralson, the Hon. W. N. Williams.

From the county of Colquitt, the Hon. W. W. Watkins.

From the county of Thomas, the Hon. J. R. Evans.

From the county of Wilkes, the Hon. Richard Bradford.

The House proceeded with the election for a Door Keeper, when, on receiving and adding up the vote, it appeared that

G. W. Anderson	had received	72	votes.
Mr. J. A. Jackson	"	62	"
Mr. Lineberger	"	15	"
Mr. Chapman	"	1	"
Mr. Scoggins	"	1	"
Blank	"	1	"

No person having received a majority of the whole number of votes cast, a fourth vote was ordered.

The House proceeded with a fourth vote, when, on receiving and adding up the same, it appeared that

G. W. Anderson	had received	75	votes.
Mr. Lineberger	"	87	"

Mr. Lineberger having received a majority of the whole number of votes polled, he was declared duly elected Door Keeper.

Mr. McCullough, of Jones, offered the following resolution, which was taken up, read and adopted, to-wit:

Resolved, That the Clerk of the House of Representatives be instructed to inform the Senate that the House is now organized, having elected the Hon. R. L. McWhorter, of the county of Greene, as their Speaker, and Mark A. Hardin, of the county of Bartow, as their Clerk, and are now ready to proceed to business.

The following Message was received from the Senate, through Mr. Marshall, their Secretary.

Mr. Speaker: I am directed by the Senate to inform the House of Representatives that the Senate has been organized by the election of the Hon. Benjamin Conley, Senator elect from the 18th District, as President, and A. E. Marshall, of the county of Fulton, as Secretary, and is now ready to proceed to business.

I am also directed by the Senate to inform the House, that a committee, consisting of Messrs. Wooten and Campbell, have been appointed by the Senate to join such committee as may be appointed by the House of Representatives, to wait upon His Excellency, Hon. R. B. BULLOCK, the Governor, and inform him that both branches of the General Assembly, are now organized, and will be pleased to receive any communication he may think proper to make, and I am directed by the Senate to transmit the same forthwith to the House of Representatives.

Mr. Tweedy, of Richmond, offered the following resolution, which, on motion, was taken up, read and adopted.

Resolved, That a committee of three be appointed by the Speaker, to act with such committee as may be appointed by the Senate, to wait upon his Excellency, R. B. Bullock, Provisional Governor of the State, and notify him that both Houses have completed their organization, and are now ready to receive any communication he may desire to make.

The committee appointed under said resolution, are Mersrs. Tweedy, of Richmond, McCullough, of Jones, and Lee, of Newton.

Mr. Hall, of Meriwether, offered the following resolution, which was taken up, read and adopted, to-wit:

Resolved, That the Messenger be requested to furnish seats on the floor of the House, to newspaper Editors and Reporters.

Mr. Bryant, of Richmond, moved that the House proceed to draw for seats.

Mr. Scott, of Floyd, offered as a substitute, a resolution, that the House dispense with drawing for seats, and that the

members remain seated as they now are, which was accepted by Mr. Bryant, and adopted.

Mr. Phillips, of Echols, offered the following resolution, which was taken up, read and adopted, to-wit:

Resolved, That a Committee of five be appointed by the Speaker, to prepare rules for the government of the House; and be it further

Resolved, That as there are no rules adopted for the government of the same, that the rules of the last House of Representatives, of this State, be, and the same are hereby, adopted as the rules by which we are to be governed until changed.

The committee appointed under said resolution, are Messrs. Phillips, of Echols, O'Neal, of Lowndes, Hudson, of Harris; Bryant, of Richmond, and Costin, of Talbot.

On motion of Mr. Bryant, of Richmond, the House adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, July 8th, 1868,
10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Seales.

The following members elect, appeared, produced their credentials and having taken the oath prescribed by the Constitution of this State, took their seats, to-wit:

From the county of Camden, the Hon. Virgil Hillyer.

From the county of Berrien, the Hon. Thomas Paulk.

Mr. A. D. Chandler and Julius H. Holsey, as engrossing Clerks, and Mark W. Johnson and S. B. Cleghorn, as enrolling Clerks, came forward and took the oath of office.

Mr. Bell, of Banks, offered the following resolution:

Resolved, That a committee of five from the House, and two from the Senate be appointed, whose duty it shall be to make arrangements with the clergy of the City to have the daily sittings of each House opened with prayer, during the present session.

Mr. McCullough, of Jones, moved to amend by striking out the portion of the resolution which relates to the Senate, which motion prevailed, and the resolution as amended was adopted.

The committee appointed under said resolution, are Messrs.

Bell, of Banks, Seale, of Pike, Caldwell, of Troupe, Cloud of Clayton, and Cleghorn, of Chattooga.

Mr. Turnipseed, of Clay, offered the following resolution :

Resolved, That one copy of the new Constitution be furnished to each member of the House.

Mr. Bell moved to amend said resolution, by inserting "one copy of Journal of the last House of Representatives," which was agreed to.

Mr. Rawls, of Effingham, moved to amend by inserting, "the resolutions and ordinances of the late Convention," which was agreed to.

Mr. Rice, of Columbia, moved to amend by inserting "also, the laws of the last two sessions of the Legislature," which was agreed to, and the resolution as amended was adopted.

Mr. Tweedy, from the committee appointed "to wait upon his Excellency, the Governor, and inform him that both branches of the General Assembly are now organized and ready to receive any communication he may desire to make," reported that the committee had performed the duty assigned them, and was informed by his Excellency that as soon as he could communicate with Maj. Gen. Meade, commanding the Third Military District, he would be ready to communicate to the General Assembly.

Mr. Hall, of Glynn, offered the following resolution :

Resolved, That the left hand side of the gallery, or as much as may be necessary, be reserved and set apart for the use of ladies, and gentlemen attending them, whose pleasure it may be to attend the meetings of this body, which, on motion, was read and adopted.

Mr. Caldwell, of Troupe, offered the following resolution, which was taken up, read and adopted, to-wit :

Resolved, That L. Carrington be appointed a committee of one to go to Milledgeville and procure the Journals, Code, Statutes and other documents required by the House.

Mr. Turnipseed, of Clay, offered the following resolution, which was taken up, read and adopted :

Resolved, That members and ex-members of Congress, Judges and ex-Judges of the Supreme and Superior Courts be tendered seats on this floor.

Mr. Darnell, of Pickens, offered the following resolution :

Resolved, That the members of this House be allowed two copies of any of the daily city papers they may designate, and that the same shall be furnished as other stationery.

Mr. Darnell moved to take up said resolution, which motion was lost.

Mr. Holden, of Taliaferro, offered the following resolution :

Resolved, That the Clerk be instructed to furnish each

member with ten copies of such daily papers of this city as members may select, which, on motion, the House refused to take up.

On motion of Mr. Tweedy, of Richmond, the House adjourned until 10 o'clock to-morrow morning.

THURSDAY, July 9th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. W. M. Crumley.

The Hon. Francis M. Smith, member elect from the county of Charlton, and the Hon. McKinzy Fincanon, from the county of Rabun, appeared, produced their credentials, and having taken the oath prescribed by the Constitution of the State, took their seats.

Mr. O'Neal, from the committee appointed to prepare rules for the government of the House, presented the following majority report:

Mr. Speaker: The undersigned, majority of the committee appointed to prepare rules for the government of the House of Representatives, having met with disagreement by a minority of said committee, have appointed Hon. John W. O'Neal as our Chairman, and beg leave to report: The rules of the House of Representatives, for 1865, with such alterations and deviations therefrom, as will make them conform to the Constitution of the State, and when any question shall arise, not provided for in said rules, "Cushings's Manual" shall control.

(Signed)

JOHN W. O'NEAL,
JOHN T. COSTIN,
J. E. BRYANT,

Committee.

Mr. Phillips, from the committee on rules, presented the following minority report:

Mr. Speaker: The committee appointed to prepare rules for the government of the House of Representatives, beg leave to report: The rules of the House of 1865, with such alterations as may be necessary to make them conform to the Constitution of the State of Georgia. When any question

arises, not provided for in these rules, "Jefferson's Manual" shall control the action of the House.

(Signed)

R. W. PHILLIPS,

WM. J. HUDSON,

Committee.

On motion, the reports were taken up.

Mr. Caldwell, of Troup, moved that 200 copies of the rules be printed and placed in the hands of the members for examination.

Mr. Hall, of Glynn, offered the following as a substitute:

Resolved, That the House authorize the Clerk to have printed 200 copies, and furnish each member with a copy of the rules of the House for 1865.

On motion, the rules of 1865, were read by the Clerk.

Mr. Scott, of Floyd, moved that the rules as read, be now adopted, for the use of the House.

Pending said motion, Mr. Bryant, of Richmond, moved that the further consideration of the question be postponed until 10 o'clock, to-morrow. Upon which motion, the ayes and nays were required to be recorded, and resulted in ayes 76, and nays 90.

Those voting in the affirmative, are Messrs.

Allen, of Hart,	Floyd,	Maul,
Allen, of Jasper,	Franks,	Moore,
Ayer,	Fyall,	Neal,
Ballard,	Gardner,	O'Neal, of Lowndes,
Barnes,	Golden,	O'Niel, of Baldwin,
Beard,	Hall, of Meriwether,	Osgood,
Belcher,	Haren,	Perkins, of Dawson,
Bell,	Harrison, of	Porter,
Bethune,	Hancock,	Prudden,
Brassell,	Harden,	Read,
Brinson,	Higdon,	Rice,
Bryant,	Hillyer,	Richardson,
Buchan,	Holden,	Salter,
Caldwell,	Hooks,	Scroggins,
Campbell,	Hopkins,	Sewell,
Carpenter,	Houston,	Smith, of Charlton,
Chambers,	Hughes,	Smith, of Muscogee,
Claiborne,	Joiner,	Stone,
Clover,	Lane,	Turner,
Colby,	Lastinger,	Tweedy,
Costin,	Lee,	Warren, of Burke,
Cunningham,	Linder,	Watkins,
Darnell,	Lumpkin,	Williams, of Harris,
Davis,	McCormick,	Williams, of
Ellis, of Gilmer,	Madden,	Morgan,
Evans,	Madison,	Zellars,
Fitzpatrick,	Maxwell,	

Those voting in the negative, are Messrs.

Anderson,	Hamilton,	Rainey,
Atkins,	Harkness,	Rawls,
Ballanger,	Harrison, of	Reddish,
Barnum,	Franklin,	Rosser,
Bennett,	Harris,	Rouse,
Bradford,	Harper, of Sumter,	Rumph,
Brown,	Harper, of Terrell,	Scott,
Burtz,	Hook,	Seales,
Butt,	Hudson,	Shackleford,
Clarke,	Humber,	Shumate,
Cleghorn,	Johnson, of Wilcox,	Sims,
Cloud,	Kellogg,	Sisson,
Cobb,	Kytle,	Smith, of Coffee,
Crawford,	Long,	Smith, of Ware,
Drake,	McArthur,	Sorrels,
Donaldson,	McCullough,	Strickland,
Duncan,	McDougald,	Surrency,
Ellis, of Spalding,	Matthews,	Taliaferro,
Erwin,	Meadows,	Tate,
Felder,	Moon,	Tumlin,
Fincanon,	Nash,	Turnipseed,
Flournoy,	Nisbet,	Vinson,
Ford,	Nunn,	Walthal,
Fowler,	Parke,	Warren, of
Fryer,	Paulk,	Quitman,
George,	Penland,	Welchel,
Gober,	Pepper,	Wilcher,
Goff,	Perkins, of	Williams, of Dooly,
Gray,	Cherokee,	Williams, of
Gullatt,	Phillips,	Haralson,
Hall, of Bullock,	Price,	
Hall, of Glynn,		

Ayes, 76 ; Nays, 90. So the motion was lost.

Mr. Rice, of Columbia, moved that the subject be recommended to the committee on rules. Upon which motion the ayes and nays were required to be recorded, and resulted in ayes 66, and nays, 95.

Those voting in the affirmative, are Messrs.

Allen, of Hart,	Buchan,	Costin,
Allen, of Jasper,	Caldwell,	Cunningham,
Ayer,	Campbell,	Darnell,
Barnes,	Carpenter,	Davis,
Beard,	Carson,	Ellis, of Gilmer,
Belcher,	Chambers,	Fitzpatrick,
Bethune,	Claiborne,	Floyd,
Bryant,	Clower,	Franks,
Brinson,	Colby,	Fyall,

Gardner,	Linder,	Read,
Golden,	Lumpkin,	Rice,
Hall, of Meriwether,	McCormick,	Richardson,
Harrison, of .	Madden,	Salter,
Hancock,	Madison,	Sims,
Harden,	Maxwell,	Smith, of Muscogee,
Hillyer,	Moore,	Stone,
Holden,	Neal,	Turner,
Hooks,	O'Neal, of Lowndes,	Tweedy,
Hopkins,	O'Niel, of Baldwin,	Warren, of Burke,
Houston,	Osgood,	Watkins,
Hughes,	Perkins, of Dawson,	Williams, of Harris,
Joiner,	Porter,	Williams, of Morgan,
Lane,		

Those voting in the negative, are Messrs.

Anderson,	Hall, of Glynn,	Price,
Atkins,	Hamilton,	Prudden,
Ballanger,	Harkness,	Rainey,
Barnum,	Haren,	Rawls,
Bell,	Harrison of Franklin	Reddish,
Bennett,	Harris,	Rosser,
Bradford,	Harper, of Sumter,	Rouse,
Brassell,	Harper, of Terrell,	Rumph,
Brown,	Higdon,	Scott,
Burtz,	Hook,	Seales,
Butt,	Hudson,	Shackleford,
Clarke,	Humber,	Shumate,
Cleghorn,	Johnson, of Wilcox,	Sisson,
Cloud,	Kellogg,	Smith, of Charlton,
Cobb,	Kytle,	Smith, of Coffee,
Crawford,	Lastinger,	Smith, of Ware,
Drake,	Long,	Sorrells,
Donaldson,	McArthur,	Strickland,
Duncan,	McCullough,	Surrency,
Ellis, of Spalding,	McDougald,	Taliaferro,
Erwin,	Matthews,	Tate,
Felder,	Meadows,	Tumlin,
Fincanon,	Moon,	Turnipseed,
Flournoy,	Nash,	Vinson,
Ford,	Nisbet,	Walthal,
Fowler,	Nunn,	Warren, of
Fryer,	Parke,	Quitman,
George,	Paulk,	Welchel,
Gober,	Penland,	Wilcher,
Goff,	Pepper,	Williams, of Dooly,
Gray,	Perkins, of	Williams, of
Gullatt,	Cherokee,	Haralson,
Hall, of Bulloch,	Phillips,	

Ayes, 66 ; Nays, 95. So the motion was lost.

The previous question was called and sustained.

The question then recurred upon the adoption of the substitute offered by Mr. Scott, of Floyd, and the vote being taken, the same was adopted, and is as follows:

Resolved, That we adopt as a substitute for both the majority and minority reports, the rules just read.

On motion of Mr. Hall, of Glynn, 200 copies of the rules adopted, were ordered to be printed.

Mr. Williams, of Morgan, offered the following resolution :

Resolved, That the desks of the House be provided with locks for the safe keeping of the property therein.

Mr. Hudson moved to amend by inserting "at the expense of each member," which amendment was agreed to, and the resolution as amended was adopted.

On motion of Mr. Turner, seats on the floor of the House were tendered to ex-governors visiting this body.

Mr. Caldwell, of Troup, offered the following resolution :

Resolved, That after to-day, the regular hour for meeting shall be 10 o'clock, A. M., and for adjourning, 1 o'clock, P. M., which, on motion, was taken up, read and adopted.

On motion, the House adjourned until 10 o'clock to-morrow morning.

FRIDAY, July 10th, 1868,
10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

The following message was received from his Excellency, the Provisional Governor, by Mr. De Graffenried, his Secretary.

Mr. Speaker : I am directed by his Excellency, the Provisional Governor, to transmit to this branch of the General Assembly a communication in writing, with accompanying documents.

EXECUTIVE OFFICE,
PROVISIONAL GOVERNOR, STATE OF GEORGIA,
ATLANTA, July 9th, 1868.

To the Senate and House of Representatives :

A joint committee of the General Assembly having in-

formed me that an organization of the two Houses had been perfected by the election of officers. the fact was promptly communicated to the General commanding the District, asking instructions.

The following communication has this morning been received, to which, with order No. 52, referred to, your careful attention is invited.

HEADQUARTERS, THIRD MILITARY DISTRICT,
(GEORGIA, FLORIDA AND ALABAMA,)
ATLANTA, GA., July 8th, 1868.

To His Excellency, R. B. Bullock, Provisional Governor, of Georgia:

Governor: I have to acknowledge the receipt of your letter of this date, advising me that you have been officially informed that the two Houses of the Legislature had perfected their organization, and were awaiting any communication you might have to make, and that accordingly you referred to me for instructions.

In reply, I beg leave to state, that I have no instructions to give you, further than' to make known that, in my judgment, neither House is organized legally until they have complied with the requisitions of the reconstruction acts, and the act which became a law, June 25th, 1868, all of which prohibit any one holding an office, under the State, who is excluded by section 3 of the amendment to the Constitution, known as article 14.

That this view is not a novel one with me, and does not arise from any consideration but my desire to execute the laws, will be clearly seen, by reference to the accompanying order, No. 52, of April 6th, 1868, in which I announce to the people of Georgia, and candidates for election, my views of the eligibility of candidates under the laws of Congress.

It is not my purpose to dictate to the two Houses, how or when they will apply this test to the several members. Ordinarily each House is undoubtedly the judge of the qualifications of its members, but in view of the fact, that the Legislature, until the State is admitted by compliance with the requisitions of the reconstruction acts of Congress, is only provisional, and subject to the authority of the military commander, and in view of the further fact that it is my duty, so long as military government exists, to see that the laws be faithfully executed, I feel constrained to say, that I cannot recognize any act of the Legislature, as valid, nor allow the same to be executed, until satisfactory evidence is produced,

that all persons excluded by the 14th article are deprived of their seats or offices in both Houses.

You have been furnished, from these Headquarters, for transmission to the respective Houses, the documents in the cases of several members whose seats are contested on this ground, and there is, doubtless, other information upon the same subject.

My only object now, is that you may communicate these views to both Houses, leaving to each to take such action as it may deem suitable and proper.

Very respectfully, your obedient servant,

GEO. G. MEADE,

Major General, Commanding.

HEADQUARTERS OF THE ARMY,

ADJUTANT GENERAL'S OFFICE,

WASHINGTON, July 2, 1868,

GENERAL ORDERS, }
No. 34. }

The following act of Congress is published for the information and government of all concerned :

[PUBLIC—No. 44.]

AN ACT to admit the States of North Carolina, South Carolina, Louisiana, Georgia, Alabama and Florida, to representation in Congress.

Whereas, the people of North Carolina, South Carolina, Louisiana, Georgia, Alabama and Florida, have, in pursuance of the provisions of an act entitled "An act for the more efficient government of the rebel States," passed March second, eighteen hundred and sixty-seven, and the acts supplementary thereto, framed constitutions of State government which are Republican, and have adopted said constitutions by large majorities of the votes cast at the elections held for the ratification or rejection of the same : Therefore,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That each of the States of North Carolina, South Carolina, Louisiana, Georgia, Alabama and Florida, shall be entitled and admitted to representation in Congress as a State of the Union, when the Legislature of such State shall have duly ratified the amendment to the Constitution of the United States, proposed by the thirty-ninth Congress, and known as article fourteen, upon the following fundamental conditions : That the constitutions of neither of said States shall ever be so amended or changed so as to deprive any citizen or class of citizens of the United States of the right to vote in said State, who are entitled to vote by the constitution thereof, herein recognized,

except as a punishment for such crimes as are now felonies at common law, whereof they shall have been duly convicted under laws equally applicable to all the inhabitants of said State : *Provided*, That any alteration of said constitution may be made with regard to the time and place of residence of voters ; and the State of Georgia shall only be entitled and admitted to representation upon this further fundamental condition : that the first and third subdivisions of section seventeen of the fifth article of the Constitution of said State, except the proviso to the first subdivision, shall be null and void, and that the General Assembly of said State by solemn public act shall declare the assent of the State to the foregoing fundamental condition.

SEC. 2. *And be it further enacted*, That if the day fixed for the first meeting of the Legislature of either of said States, by the constitution or ordinance thereof, shall have passed or have so nearly arrived before the passage of this act, that there shall not be time for the Legislature to assemble at the period fixed, such Legislature shall convene at the end of twenty days, from the time this act takes effect, unless the Governor elect, shall sooner convene the same.

SEC. 3. *And be it further enacted*, That the first section of this act shall take effect as to each State, except Georgia, when such State shall, by its Legislature, duly ratify article fourteen of the amendments to the Constitution of the United States, proposed by the thirty-ninth Congress, and as to the State of Georgia, when it shall in addition give the assent of said State to the fundamental condition hereinbefore imposed upon the same ; and thereupon the officers of each State duly elected and qualified under the constitution thereof, shall be inaugurated without delay ; but no person prohibited from holding office under the United States, or under any State, by section three of the proposed amendment to the Constitution of the United States, known as article fourteen, shall be deemed eligible to any office in either of said States, unless relieved from disability as provided in said amendment ; and it is hereby made the duty of the President, within ten days after receiving official information of the ratification of said amendment by the Legislature of either of said States, to issue a proclamation announcing that fact.

SCHUYLER COLFAX,
Speaker of the House of Representatives.

B. F. WADE,
President of the Senate, *pro tempore*.

IN THE HOUSE OF REPRESENTATIVES, U. S.,

June 25th, 1868.

The President of the United States, having returned to the House of Representatives, in which it originated, the bill entitled "An act to admit the States of North Carolina, South Carolina, Louisiana, Georgia, Alabama and Florida, to representation in Congress," with his objections thereto, the House of Representatives proceeded, in pursuance of the Constitution to reconsider the same, and

Resolved, That the said bill do pass, two-thirds of the House of Representatives agreeing to pass the same.

Attest:

EDW'D. MCPHERSON

Clerk H. R. U. S.

IN SENATE OF THE UNITED STATES,

June 25th, 1868.

The Senate having proceeded, in pursuance of the Constitution, to reconsider the bill entitled "An act to admit the States of North Carolina, South Carolina, Louisiana, Georgia, Alabama, and Florida, to representation in Congress," returned to the House of Representatives by the President of the United States, with his objections, and sent by the House of Representatives to the Senate, with the message of the President returning the bill:

Resolved, That the bill do pass, two-thirds of the Senate agreeing to pass the same.

Attest:

GEO. C. GORHAM,

Secretary of the Senate.

By Command of GENERAL GRANT,

E. D. TOWNSEND,

Assistant Adjutant General.

Official:

R. C. DRUM,

Assistant Adjutant General.

HEADQUARTERS THIRD MILITARY DISTRICT,
 (DEPARTMENT OF GEORGIA, FLORIDA AND ALABAMA,)
 ATLANTA, GEORGIA, APRIL 6, 1868.

GENERAL ORDERS, }
 } No. 52.

I.—*Whereas*, The Constitutional Convention of the State of Georgia, recently in session, in this city, did, on the 10th day of March, 1868, adopt an ordinance, entitled “An ordinance to provide for the election of civil officers;” which ordinance, among other things, provides :

“That an election be held, beginning on the 20th day of April, 1868, (at such places as may be designated by the Commanding General of the District,) for voting on ratification of the Constitution, for the election of Governor, members of the General Assembly, Representatives to the Congress of the United States, and all other officers to be elected as provided in this Constitution, and said election to be kept open from day to day at the discretion of the General commanding.

“And at said election on the ratification of the Constitution, and for Governor, members of Congress, members of the General Assembly, and all other civil officers, the qualifications for voters shall be the same as prescribed by the act of Congress, known as the Sherman Bill, for voters at the election on the ratification of the Constitution, and at all elections under the provisional government. And Major General Meade is respectfully requested to give the necessary orders to carry into effect the foregoing provisions, and cause due returns to be made and certificates of election to issue by the proper officers. But this ordinance shall not apply to justices of the peace, who shall be elected at such time as shall be provided for by the first General Assembly, until otherwise provided by law.”

II.—As by the provisions of said ordinance the Commanding General is requested to cause certificates of election to be issued to those persons who may be elected to said offices, and that he may not be called upon to cause certificates of election to be issued to persons ineligible to hold office, he calls the attention of all concerned to the provisions of Section 3, of the amendment to the Constitution of the United States, proposed by Congress and designated as the 14th Article, which section he deems, under the reconstruction acts, applicable to the election of officers provided for by said ordinance, and is as follows :

“SEC. 3. No person shall be a Senator or Representative

in Congress, or elector of President and Vice President, or hold any office, civil or military, under the United States, or under any State, who, having previously taken an oath, as a member of Congress, or as an officer of the United States, or as a member of any State Legislature, or as an executive or judicial officer of any State, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid and comfort to the enemies thereof. But Congress may, by a vote of two-thirds of each House, remove such disability."

Attention is also called to the 6th section of the Supplementary Reconstruction Act of Congress, which passed July 19, 1867, in which it is declared that "the words 'executive or judicial office in any State' shall be construed to include all civil offices created by law for the administration of any general law of a State, or for the administration of justice."

III.—The following are the officers to be elected at the approaching election in the State of Georgia, under the provisions of the foregoing ordinance and the act of Congress authorizing the election, to-wit:

A Governor of the State, Senators and Representatives in the General Assembly, and for each county in the State, a Clerk of the Superior Court, Ordinary, Sheriff, Tax Collector, Tax Receiver, Treasurer, Coroner and Surveyor.

Also, seven members of the House of Representatives of the United States Congress, being one member to be elected from each of the Congressional Districts in the State, as established by an ordinance of said Constitutional Convention, entitled, "An ordinance to establish Congressional Districts," adopted March 6, 1868.

By order of MAJOR GENERAL MEADE:

S. F. BARSTOW,

Acting Assistant Adjutant General.

Official:

GEO. MEADE, A. D. C.

It will be observed that until proper measures have been taken and perfected, to ascertain the eligibility of each Senator, member and officer, no legal act can be done by your body; only such as are qualified being legal Senators, members, or officers.

In view of the foregoing, I would respectfully recommend that a committee be appointed in each House, for the investigation of the facts in the case of each Senator, member or officer.

Under the act of Congress which became a law June 25th,

1868, no person is eligible who previous to the rebellion held an office and took an official oath to support the Constitution of the United States, and afterwards gave aid or comfort to the enemies of the United States, unless such persons shall have been relieved of that disability by act of Congress, and a careful investigation should be made, that the authorities may be satisfied that the laws have been complied with.

It will be remembered, that the question as to whether the constitutional amendment known as article fourteen, is of force, does not apply, because the act of Congress under which you have been convened, specially fixes the qualifications referred to.

This act of Congress is herewith transmitted in General Order No. 34, from the Headquarters of the armies of the United States.

(Signed)

RUFUS B. BULLOCK,
Provisional Governor.

On motion, the message of the Governor and accompanying documents were taken up, when Mr. O'Neal, of Lowndes, offered the following resolution :

Resolved, That there be a committee of five appointed by the Speaker of this House, whose duty it shall be to proceed immediately to investigate the case of each member of this House, and report the facts in reference to the eligibility of each member under the act of Congress referred to in the message of his Excellency, the Governor, and that said committee have power to send for persons and papers and to swear and take the evidence of witnesses who under the laws of this State and the United States are competent witnesses in civil cases.

Mr. Shumate, of Whitefield, moved to amend said resolution by striking out "five" and inserting "seven," and by striking out "Speaker" and inserting "House"; also amend by adding after the word "House," in the sixth line, the words, "whose eligibility as a member may be challenged"; also add after the word "eligibility," in the seventh line, the words, "of such challenged."

Mr. Tumlin, of Randolph, offered the following as a substitute :

Resolved, That by the Constitution of this State the House is the judge and only judge of the election, qualification and returns of its members.

2d. That in the opinion of this House, by virtue of the provisions of the reconstruction acts of Congress, the mem-

bers were elected under the Constitution of this State, and hold their offices respectively by virtue of that instrument.

3d. That in the opinion of this House it was not competent for the Congress of the United States to create a law after the election of this Legislature, defining the terms upon which they hold their office ; or to prescribe tests for members which are not contained in the Constitution of this State.

Mr. Gullatt, of Fulton, offered the following substitute :

Resolved, That the Speaker of the House procure a Judge immediately for the purpose of swearing each member whether he is eligible to a seat in this House under the third section of the 14th amendment.

Mr. Philips, of Echols, offered the following as a substitute for the original and amendments :

Resolved, That a committee of nine be appointed by the Chair ; one from each Congressional District, and two from the State at large, and that the Speaker appoint on said committee four Democrats and four Radicals, and that the Chairman of said committee shall be a Conservative.

Mr. Shumate moved that the whole subject be laid upon the table for the present ; which motion was lost.

Mr. Scott, of Floyd, moved a postponement of the subject until 10:30 o'clock, Monday next ; which motion was lost.

The previous question was called and sustained.

The vote then being taken upon the original resolution offered by Mr. O'Neal, the same was adopted.

Mr. Bell, Chairman of the Committee, appointed to make arrangements to have the daily sessions of the House opened with prayer, presented the following report :

Mr. Speaker : The committee appointed to provide for the opening of the daily sessions of the House with prayer, report,

That they have discharged that duty in the selection of the Revs. W T. Brantly, Wm. M. Crumley and J. Spillman to open alternately the daily sessions of the House with prayer.

(Signed)

WM. R. BELL,
Chairman.

On motion of Mr. Bryant, of Richmond, the House adjourned until 10 o'clock to-morrow morning.

SATURDAY, July 11th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

The Hon. George W. Johnson, of the county of Towns, appeared, produced his credentials, and having taken the oath prescribed by the Constitution of the State, before the Hon. Hiram Warner, Chief Justice of the Supreme Court of this State, took his seat.

Mr. Phillips, of Echols, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the resolution appointing a committee to enquire into the eligibility of members, and pending the discussion thereon, the House adjourned until 10 o'clock, A. M., Monday next.

MONDAY, July 13th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment and was opened with prayer by the Rev. Mr. Spillman.

The House resumed the consideration of the unfinished business of Saturday, to-wit :

The motion to reconsider so much of the Journal of Friday last as relates to the action of the House upon the resolution for the appointing of a committee to examine into the eligibility of members, and upon which motion the ayes and nays were required to be recorded, and resulted in ayes 79, and nays 82.

Those voting in the affirmative, are Messrs.

Anderson,	Crawford,	Gray,
Atkins,	Donaldson,	Gullatt,
Ballanger,	Duncan,	Hall, of Bullock,
Barnum,	Ellis, of Spaulding,	Hamilton,
Bennett,	Erwin,	Harkness,
Brinson,	Felder,	Harrison, of
Brown,	Fincanon,	Franklin,
Burtz,	Flournoy,	Harris,
Butt,	Fowler,	Harper, of Sumter,
Clarke,	Fryer,	Harper, of Terrel,
Cleghorn,	George,	Hook,
Cloud,	Gober,	Hudson,
Cobb,	Goff,	Humber,

Kellogg,	Perkins, of	Smith, of Coffee,
Kyle,	Cherokee,	Smith, of Ware,
Long,	Phillips,	Sorrels,
McArthur,	Price,	Surrency,
McCullough,	Rainey,	Taliaferro,
McDougald,	Rawls,	Tate,
Matthews,	Reddish,	Tumlin,
Meadows,	Rosser,	Turnipseed,
Moon,	Rumph,	Vinson,
Nash,	Scott,	Walthal,
Nunn,	Seales,	Warren, of Quitman,
Parke,	Shackleford,	Welchel,
Penland,	Shumate,	Wilcher,
Pepper,	Sisson,	Williams, of Dooly.

Those who voted in the negative are Messrs.

Allen, of Hart,	Fyall,	Neal,
Allen, of Jasper,	Gardner,	O'Neal, of Lowndes
Ayer,	Golden,	O'Neal, of Baldwin,
Barnes,	Hall, of	Osgood,
Beard,	Meriwether,	Paulk,
Belcher,	Haren,	Perkins, of Dawson
Bell,	Harrison, of	Porter,
Bethune,	Hancock,	Prudden,
Bradford,	Harden,	Read,
Brassell,	Higdon,	Rice,
Bryant,	Hillyer,	Richardson,
Buchan,	Holden,	Salter,
Caldwell,	Hooks,	Scroggins,
Campbell,	Hopkins,	Sims,
Carpenter,	Houston,	Smith, of Charlton,
Carson,	Hughes,	Smith, of Muscogee,
Chambers,	Joiner,	Stone,
Claiborne,	Johnson, of Towns,	Strickland,
Clower,	Lane,	Turner,
Colby,	Lastinger,	Tweedy,
Costin,	Lee,	Warren, of Burke,
Cunningham,	Linder,	Watkins,
Darnell,	Lindsay,	Williams, of Harris,
Davis,	Lumpkin,	Williams, of
Ellis, of Gilmer,	McCormick,	Haralson,
Evans,	Madden,	Williams, of Morgan,
Fitzpatrick,	Madison,	Zellars.
Floyd,	Maul,	
Franks,	Moore,	

Ayes, 79. Nays, 82. So the motion to reconsider was lost.

The Speaker announced the committee appointed under said resolution, which are Messrs. O'Neal, of Lowndes, Shu-

mate of Whitefield, Harper of Terrell, Lee, of Newton, and Bryant, of Richmond.

Leave of absence was granted to Messrs. Powell, of Decatur, Butts, of Marion, and Hall, of Glynn, for a few days on special business.

On motion of Mr. Bryant, of Richmond, the House adjourned until 11 o'clock, A. M., Thursday next.

THURSDAY, July 16th, 1868.

11 o'clock, A. M.

The House met pursuant to adjournment, and opened with prayer by the Rev. Mr. Spillman.

Mr. O'Neal, Chairman of the Committee on Eligibility of Members, announced that the committee had made such progress, as in his judgment, would ensure a report by to-morrow morning, and such as would enable the House to make a speedy determination of the matter; therefore, he moved that the House do now adjourn, which motion prevailed, and the House adjourned until 10 o'clock to-morrow morning.

FRIDAY, July 17th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

Mr. O'Neal, Chairman of the Committee on the Eligibility of Members, submitted the following report:

Mr. Speaker: The undersigned, majority of the committee to whom was referred the investigation of the eligibility of members of this House, beg leave to report: That they have examined, under oath, all the members who came before them, and of those examined, they find two ineligible, viz: W T. McCullough, of Jones county, and J. M. Nunn, of Glascock county, and recommend that they be so pronounced by this House, that their seats may be vacated to be occupied by whomsoever may be legally entitled thereto. Our reasons for this report are to be found in their affidavits and the law.

In a large majority of cases, the members having, by their

oaths, rendered themselves clearly eligible, it was not thought necessary to reduce their answers to writing, whilst in a number of cases in which the committee had doubts, it was thought advisable, all of which will fully appear by the affidavits herewith presented; and we further recommend that the final action of this House, together with all the reports, as well as all the affidavits, be transmitted without delay to His Excellency, the Governor, that he may communicate the same to the General commanding.

In reference to such members as have not been before the committee, we can only say that we will report thereon as soon as possible.

(Signed)

JNO. W. O'NEAL.

J. E. BRYANT.

AUGUSTUS H. LEE.

Mr. Shumate, from the committee on the question of eligibility of members, submitted the following minority report:

Mr. Speaker: Barring any discussion and any expression of opinion as to the constitutionality of the Congressional reconstruction scheme, or as to the propriety of applying the tests prescribed in the 3d section of the proposed Constitutional Amendment, known as Article 14, to officers and members of the Legislature of any State, before said amendment has become a part of the organic law of the land, the undersigned, a minority of the committee raised by the House under a resolution adopted on the 18th instant, respectfully submit the following:

1st. That in our opinion, members of State Legislatures are not officers, in the meaning of that term as it occurs in the Constitution of the United States, and the proposed amendment, and in the Reconstruction acts, and that the tests of eligibility to office prescribed in said amendment, cannot properly be applied to members of this House; but as the General commanding this military district entertains a different view of the law, and has directed us to act upon his view, we desire merely to raise the point above made, and do not propose to discuss it in this report.

2d. Inasmuch as the right to vote under the said Reconstruction laws is more restricted than the right to hold office under said proposed amendment, and as all persons entitled to vote under said laws are also entitled to hold office under said proposed amendment; and inasmuch as Boards of Registration were appointed by order of said laws, whose province it was to admit parties to registration as voters, upon their own oaths, scrutinized in the light of surrounding circumstances, and of such additional testimony as might be adduced in doubtful

cases, and as those Boards perfected their tests of registered voters under the direction and control of the General commanding the district; and as those tests thus perfected have been returned to the General commanding, and after having been closely sifted previous to the last two elections held in this State have been acquiesced in by the General commanding as correct. It follows that as to all registered voters, and and we believe there are no others claiming seats in the House, their right to vote and to hold office has been determined affirmatively, and that too by the authority authorized by law to determine these questions. These questions, then, having been determined by the Board of Registration, who went into the investigation in the communities where the applicants for registration resided, and where all the facts were ascertainable, we are of the opinion that the decisions arrived at by said Board are greatly more reliable, and much less likely to do injustice to parties than any decision this House, with its limited means of information, can reach; and that the decisions of these Boards ought to be accepted as conclusive, ought not to set aside without proof most irrefragable and convincing, especially when it is remembered that whenever a decision of a Board of Registration is overruled by this House, perjury may be imputed to the party declared ineligible. Moreover, it is fair to presume that it was the conclusion of those charged with the responsibility of executing the laws aforesaid, that the members of the House to whom, on the 4th instant, was administered the oath prescribed by law to be taken by members of the Legislature, were eligible to their seats, and that the solemn and imposing ceremony of organizing the House, under the eye of the General commanding, was not a meaningless ceremony, but was a solemn adjudication of the eligibility of each member who appeared at the bar of the House and took upon himself the obligation prescribed. This body is required to apply to its several members the tests prescribed by the said proposed Constitutional Amendment. In so doing, we do not see how we can safely go behind the discussions already rendered, and if, in the faithful observance of said requirement, the House shall affirm in every instance the decisions of said Board of registration and assent to the adjudication implied in the organization of the House, thereby retaining the chosen representatives of the people, we should regard it as an exceedingly fortunate circumstance, and cannot hesitate to believe that it will be accepted by the General commanding as a final disposition of the matter.

3d. Every member of the House whose eligibility is questioned, should be presumed to have fulfilled, and to fill all

the requirements of the law and to be eligible to his seat until the contrary clearly appears, and as resort has been had to the conscience of each member to ascertain the facts in his particular case, full credence should be given to all he says, until his testimony shall have been clearly rebutted, not only as to the acts to which he testifies, but also as to his *intent* in doing said act; for there must be a concurrence of act and interest to work disqualification under the law. Furthermore, the state of facts which will disqualify a member from holding his seat on this floor, might also convict him of treason against the United States. This language, which occurs in the proposed Constitutional Amendment, "engaging in insurrection or rebellion against the United States, and giving aid and comfort to the enemies of the United States," is substantially the same as that which defines treason in the Constitution itself; and hence by familiar rule of construction, it means *treason*.

We should be exceedingly cautious in finding a state of facts which would fix upon any citizen the highest crime known to the law, so far as our finding of the facts can fix it.

4th. The General commanding has not chosen to apply in any arbitrary manner the tests proposed; he has chosen not to decide, or even give an opinion upon the points of law involved, but has, with a respect for the House which we cannot fail to appreciate and reciprocate, referred the whole matter to this House, declaring it not to be his purpose to dictate how or when it shall apply tests to its several members. The House being untrammelled in this work, is to ascertain the facts and apply the law in each particular case. We are constituted judges of both the law and the facts.

The questions in every case to be decided by the House are these:

1st. Did the party prior to the late war, as a member of Congress, or as an officer of the United States, or as a member of any State Legislature, or as an executive or judicial officer of any State, take an oath to support the Constitution of the United States?

2d. Did he, after taking said oath, engage in insurrection or rebellion, or give aid and comfort to the enemies of the United States?

All the members and officers (including the clerk) of the House who have been before the committee, except those hereinafter named, are clearly eligible, according to these tests, in the unanimous opinion of the committee, and we recommend that all who have been before the committee, except those hereinafter named, be regarded eligible without any action being had upon their cases. In the following cases your committee could not agree, having differed as to what constituted

engaging in rebellion, and giving aid and comfort to the enemies of the United States. We have sifted the conscience of the several parties for the facts, and have taken as our guide upon the law, the exposition of the identical law under consideration, given by the highest law officer of the government, Attorney General Stanbery. We have selected this exposition because it emanates from a legal mind entitled to the highest respect, and a man whose official duty it was to expound said law. Moreover, the Congress of the United States having legislated upon the matter since said opinion was published, and not having seen fit to overrule it, in the particulars upon which we rely, has in effect admitted its correctness.

This opinion is sustained by all the elementary law writers, and adjudicated causes to which we have referred, and we are of the opinion that no reliable law writer can be found who entertains a different opinion of the meaning of the phrases engaging in rebellion, and giving aid and comfort to an enemy.

We may add that the majority have proposed no other exposition of the laws for our consideration, emanating from any source higher than themselves. With all due deference to their opinion, prefer to recommend the House to be governed by the opinion of a great and pure lawyer and statesman, sustained by the ablest law writers of the age, than to follow their own crude and imperfect conceptions of an intricate and very important law, or even to be guided by the legal opinions of a majority of your committee.

We quote the sections of said opinion, material to a correct understanding of the law of cases hereinafter appearing, to-wit: See Stanbery, Exposition of the Reconstruction Acts, section 16.

Measured by this standard, no one of the cases comes up to the idea of having given aid and comfort to the enemies of the United States, in the sense which the facts of the case of Wm. T. McCullough, of Jones; J. M. Nunn, of Glasscock; and John Long, of Carroll, present.

In the case of John Long, we are glad to state that Mr. A. H. Lee concurs in our opinion. As the facts in the cases of the two gentlemen first mentioned are dissimilar, of course we should sever the cases, and every member of the House except the one whose case is under consideration and those who may have been declared ineligible, are entitled to vote.

We recommend that the following resolutions be adopted in the order in which they occur:

Resolved, That John Long, of the county of Carroll, be declared eligible to a seat on this floor.

Resolved, That Wm. T. McCullough, of the county of Jones, be eligible to a seat on this floor.

Resolved, That J. M. Nunn, of the county of Glasscock, be eligible to a seat on this floor.

J. E. SHUMATE,
F. M. HARPER.

Mr. Bryant, from the same committee, submitted the following minority report :

Mr. Speaker : The undersigned, a minority of the committee to whom was referred the investigation of the eligibility of members of this House, beg leave to report :

That they find John Long, of Carroll county, ineligible ; and they submit the following reasons for their opinion, to-wit : Mr. Long, prior to the late war, held the offices of Justice of the Inferior Court and Clerk of the Superior Court, and took the oath to support the Constitution of the United States. During the rebellion he held the office of County Treasurer.

The important question to be settled is, Did Mr. Long give aid and comfort to the enemies of the United States by holding the office of County Treasurer ? The undersigned think he did.

Bouvier gives the following definition of "aid and comfort" : "These words import, help, support, assistance, countenance, encouragement." The word "aid" is explained by Lord Coke as comprehending all persons "counselling, abetting, plotting, assenting, consenting, and encouraging, to do the act."

Mr. Long, by holding the office of Treasurer, most certainly did help, assist, support and countenance a government which was set up in opposition to the Government of the United States, and by assisting that Government he most certainly did aid the rebellion, for these governments were as necessary to the rebellion as the armies which they organized, and especially as it was not necessary for him to hold said offices to keep him out of the army. He, therefore, held it of his own volition, and in so doing made himself a component part of the government in rebellion to the United States.

J. E. BRYANT,
J. W. O'NEAL.

The several reports of the committee were, on motion, taken up, when Mr. Bryant, of Richmond, raised the point of order, that no member whose eligibility had been questioned by the committee and which question was involved in

the report, was entitled to vote thereon, the Speaker decided that they were not entitled to vote.

Mr. Crawford, of Bartow, appealed from the decision of the Speaker; upon which the ayes and nays were required to be recorded, and resulted in ayes 84 and nays 74.

Those voting in the affirmative, are Messrs.

Allen, of Hart,	Franks,	O'Neal, of
Allen, of Jasper,	Fyall,	Lowndes,
Ayer,	Gardner,	O'Niel, of
Barnes,	Golden,	Baldwin,
Beard,	Hall, of Meriwether,	Osgood,
Belcher,	Haren,	Perkins, of Dawson,
Bell,	Harrison, of	Porter,
Bethune,	Hancock,	Prudden,
Bradford,	Harden,	Read,
Brinson,	Higden,	Rice,
Bryant,	Hillyer,	Richardson,
Buchan,	Holden,	Salter,
Burtz,	Hooks,	Scroggins,
Caldwell,	Hopkins,	Sims,
Campbell,	Houston,	Smith, of Charlton,
Carpenter,	Joiner,	Smith, of Muscogee,
Carson,	Johnson, of Towns,	Stone,
Chambers,	Lane,	Strickland,
Claiborne,	Lastinger,	Turner,
Clower,	Lee,	Tweedy,
Colby,	Lindsay,	Warren, of Burke,
Costin,	Lumpkin,	Warren, of Quitman,
Cunningham,	McCormick,	Watkins,
Darnell,	Madden,	Williams, of Harris,
Davis,	Madison,	Williams, of
Ellis, of Gilmer,	Maxwell,	Haralson,
Ellis, of Spalding,	Maul,	Williams, of
Evans,	Moore,	Morgan,
Fitzpatrick,	Neal,	Zellars.
Floyd,		

Those voting in the negative, are Messrs.

Anderson,	Donaldson,	Gray,
Atkins,	Duncan,	Gullatt,
Ballanger,	Erwin,	Hall, of Bullock,
Barnum,	Felder,	Hall, of Glynn,
Bennett,	Fincannon,	Harkness,
Brassell,	Flournoy,	Harrison, of
Clarke,	Ford,	Franklin,
Cleghorn,	Fowler,	Harris,
Cloud,	Fryer,	Harper, of Sumter,
Cobb,	George,	Harper, of Terrell,
Crawford,	Gober,	Hook,
Drake,	Goff,	Hudson,

Humber,	Perkins, of	Smith, of Coffee,
Johnson, of Wilcox,	Cherokee,	Smith, of Ware,
Kellogg,	Phillips,	Sorrels,
Kytle,	Price,	Surrency,
McArthur,	Rainey,	Taliaferro,
McDougald,	Rawls,	Tate,
Matthews,	Reddish,	Tumlin,
Meadows,	Rosser,	Turnipseed,
Nash,	Scott,	Vinson,
Nisbet,	Seales,	Walthal,
Park,	Shackleford,	Welchel,
Paulk,	Shumate,	Wilcher,
Penland,	Sisson,	Williams, of Dooly.
Pepper,		

Ayes, 84; nays, 74. So the decision of the Speaker was sustained.

Mr. Caldwell, of Troup, offered a resolution which, on objection, was withdrawn.

Mr. Crawford, of Bartow, offered the following resolution:

Resolved, That we set down the question of the eligibility of the members who have been charged as ineligible, as the special order of the day for to-morrow, and that John Long be tried by the House first in the morning.

The Speaker decided that the consideration of the minority report was first in order, and pending the discussion thereon, the House adjourned until 10 o'clock to-morrow morning.

SATURDAY, July 18th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment and was opened with prayer by the Rev. Mr. Spillman.

The House resumed the consideration of the question under consideration when the House adjourned on yesterday, to-wit: The Minority Report of the committee on the eligibility of members.

Mr. Shumate withdrew the argumentative portion of said report, and upon the question of receiving the minority report in lieu of the majority report, the previous question was called and sustained, and the ayes and nays were required to be recorded and resulted in ayes 95 and nays 53.

Those who voted in the affirmative are Messrs.

Anderson,	Hall, of	Price,
Atkins,	Meriwether,	Prudden.
Ballanger,	Hamilton,	Rainey,
Barnum,	Harkness,	Rawls,
Bennett,	Harrison, of	Reddish,
Bradford,	Franklin,	Rosser,
Brassell,	Harris,	Rouse,
Brinson,	Harper, of Sumter,	Rumph,
Brown,	Harper, of Terrell,	Scroggins,
Carpenter,	Harden,	Scott,
Chambers,	Higdon,	Scales,
Clarke,	Hook,	Shackleford,
Cleghorn,	Hudson,	Shumate,
Cloud,	Humber,	Sisson,
Cobb,	Johnson of Wilcox,	Smith, of Coffee,
Crawford,	Kellogg,	Sorrels,
Drake,	Kytte,	Strickland,
Donaldson,	Lane,	Surrency,
Duncan,	Lee,	Taliaferro,
Ellis, of Spaulding,	Lindsay,	Tate,
Erwin,	McArthur,	Tumlin,
Felder,	McDougald,	Turnipseed,
Fincanon,	Matthews,	Vinson,
Flournoy,	Meadows,	Walthal,
Ford,	Nash,	Warren of Quitman,
Fowler,	Nisbet,	Welchel,
Fryer,	Parke,	Wilcher,
George,	Paulk,	Williams, of Dooly,
Gober,	Penland,	Williams, of
Goff,	Pepper,	Haralson,
Gray,	Perkins, of	Williams, of
Gullatt,	Cherokee,	Morgan,
Hall, of Bullock,	Phillips,	Zellars.
Hall, of Glynn,		

Those who voted in the negative are Messrs. :

Allen, of Jasper,	Colby,	Hillyer,
Ayer,	Costin,	Hooks,
Ballard,	Cunningham,	Houston,
Barnes,	Darnell,	Joiner,
Beard,	Davis,	Johnson, of Towns,
Belcher,	Ellis, of Gilmer,	Linder,
Bryant,	Fitzpatrick,	McCormick,
Buchan,	Floyd,	Madden,
Caldwell,	Franks,	Moore,
Campbell,	Gardner,	Neal,
Carson,	Golden,	O'Neal, of Lowndes
Claiborne,	Harrison, of	O'Niel, of Baldwin
Clower,	Hancock,	Osgood,

Page,	Richardson,	Stone,
Perkins, of Dawson	Salter,	Tweedy,
Porter,	Sims,	Warren, of Burke,
Read,	Smith, of Charlton,	Watkins,
Rice,	Smith, of Muscogee,	Williams, of Harris.

Ayes, 95. Nays, 53. So the Minority Report was received and adopted in lieu of the Majority Report.

The question then recurred upon the adoption of the 1st resolution contained in said report, and the vote being taken the same was adopted, and is as follows:

Resolved, That John Long, of the county of Carroll, be declared eligible to a seat on this floor.

The question then recurred upon the adoption of the 2d resolution, which is as follows:

Resolved, That Wm. T. McCullough, of the county of Jones, be eligible to a seat on this floor; and upon the adoption of the same the ayes and nays were required to be recorded, and resulted in ayes 100, and nays 48.

Those voting in the affirmative are Messrs:

Anderson,	Goff,	McDougald,
Allen, of Hart,	Gray,	Matthews,
Atkins,	Gullatt,	Meadows,
Ballanger,	Hall, of Bulloch,	Nash,
Barnum,	Hall, of Glynn.	Nisbet,
Bennett,	Hall, of Meriwether	Parke,
Bradford,	Hamilton,	Paulk,
Brassell,	Harkness,	Penland,
Brinson,	Haren,	Pepper,
Brown,	Harrison, of	Perkins, of
Carpenter,	Franklin,	Cherokee,
Chambers,	Harris,	
Clarke,	Harper, of Sumter,	Phillips,
Cleghorn,	Harper, of Terrell,	Price,
Cloud,	Harden,	Prudden,
Cobb,	Higdon,	Rainey,
Crawford,	Hook,	Rawls,
Drake,	Hooks,	Reddish,
Donaldson,	Hopkins,	Rosser,
Duncan,	Hudson,	Rumph,
Ellis, of Spalding,	Humber,	Scroggins,
Erwin,	Johnson, of Wilcox,	Scott,
Felder,	Kellogg,	Seales,
Flournoy,	Kyle,	Shackleford,
Ford,	Lane,	Shumate,
Fowler,	Lastinger,	Sisson,
Fryer,	Lindsay,	Smith, of Coffee,
George,	Long,	Smith, of Ware,
Gober,	McArthur,	Sorrells,

Strickland,	Vinson,	Williams, of Dooly,
Surrency,	Walthal,	Williams, of Harris,
Taliaferro,	Warren, of	Williams, of
Tate,	Quitman,	Haralson,
Tumlin,	Welchel,	Zellers.
Turnipseed,	Wilcher,	

Those voting in the negative are Messrs :

Allen, of Jasper,	Ellis, of Gilmer,	Moore,
Ayer,	Fitzpatrick,	Neal,
Barnes,	Floyd,	O'Neal, of Lowndes,
Beard,	Franks,	O'Niel, of Baldwin,
Belchar,	Gardner,	Osgood,
Bryant,	Golden,	Perkins, of Dawson,
Buchan,	Harrison, of	Porter,
Caldwell,	Hancock,	Read,
Campbell,	Hillyer,	Rice,
Carson,	Houston,	Richardson,
Claiborne,	Joiner,	Salter,
Clower,	Johnson, of Towns,	Sims,
Colby,	Lee,	Smith, of Charlton,
Costin,	Linder,	Smith, of Muscogee,
Cunningham,	McCormick,	Tweedy,
Darnell,	Madden,	Warren, of Burke.
Davis,		

Yeas, 100 ; nays, 48. So the 2d resolution was adopted.

The question then recurred upon the adoption of the 3d resolution, which is as follows:

Resolved, That J. M. Nunn, of the county of Glasscock, be eligible to a seat on this floor, which was adopted.

Mr. Harper, of Terrell, offered the following resolution which was, on motion, taken up, read and adopted, to-wit :

WHEREAS, Under the instructions of the General Commanding this Third Military District, communicated to the House by his Excellency, the Provisional Governor, the House proceeded to examine into, and investigate the question as to the eligibility of its members, under the reconstruction acts of Congress, and after a full and thorough investigation thereof, have found all persons occupying seats eligible thereto. Therefore,

Resolved, That a committee of three be appointed by the Speaker to wait upon his Excellency and inform him of the result of said investigation.

The committee appointed under said resolution are Messrs. Harper, of Terrell, Caldwell, of Troup, and Rainey, of Schley.

Mr. Caldwell, of Troup, offered the following resolution :

Resolved, That the reports of the committee on the eligi-

bility of members with all documents and evidence be presented by said committee to the Government.

Leave of absence was granted to Mr. Lee, of Newton, and Mr. Drake, of Upson, and Mr. Ballard, of Monroe, for a few days.

On motion the House adjourned until 10 o'clock, A. M., Monday next.

MONDAY, July 20th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Brantly.

Mr. Harper, Chairman of the committee appointed to wait upon his Excellency, the Provisional Governor, submitted the following report :

Mr. Speaker: Your committee appointed to report to the Provisional Governor the action of the House on the eligibility of members and officers, beg leave to report that they have performed that duty. His Excellency received our report courteously and kindly, and responds by assuring your committee that he will communicate the same to the General commanding the third Military District.

(Signed)

F. M. HARPER, Chairman.

The House took up the resolution introduced on Saturday, by Mr. Caldwell, referring reports and evidence upon the subject of eligibility, to the Governor.

Mr. Caldwell called the previous question, which was sustained, and upon the adoption of the resolution the yeas and nays were required to be recorded, and resulted in yeas, 81 ; nays, 82.

Those voting in the affirmative are Messrs :

Allen, of Hart,	Caldwell,	Evans,
Allen, of Jasper,	Campbell,	Fitzpatrick,
Ayer,	Carpenter,	Floyd,
Barnes,	Carson,	Franks,
Beard,	Claiborne,	Fyall,
Belcher,	Clower,	Gardner,
Bell,	Colby,	Golden,
Bethune,	Costin,	Hall, of Meriwether,
Bradford,	Cunningham,	Haren,
Bryant,	Darnell,	Harrison, of
Buchan,	Davis,	Hancock,
Burtz,	Ellis, of Gilmer,	Harden,

Higdon,	Madison,	Sewell,
Hillyer,	Maxwell,	Sims,
Holden,	Maull,	Smith, of Charlton,
Hooks,	Moore,	Smith, of Muscogee,
Hopkins,	Neal,	Stone,
Houston,	O'Neal, of Lowndes,	Strickland,
Hughes,	O'Niel, of Baldwin,	Turner,
Joiner,	Osgood,	Tweedy,
Johnson, of Towns,	Page,	Warren, of Burke,
Lane,	Perkins, of Dawson,	Watkins,
Lastinger,	Porter,	Williams, of Harris,
Lee,	Prudden,	Williams, of
Linder,	Read,	Haralson,
Lindsay,	Rice,	Williams, of
McCormick,	Richardson,	Morgan,
Madden,	Salter,	Zellars.

Those voting in the negative are Messrs :

Anderson,	Hall, of Bulloch,	Phillips,
Atkins,	Hall, of Glynn,	Arice,
Barnum,	Hamilton,	Rainey,
Bennett,	Harkness,	Rawls,
Brassell,	Harrison, of	Reddish,
Brinson,	Franklin,	Rosser,
Brown,	Harris,	Rouse,
Butt,	Harper, of Sumter,	Rumph,
Chambers,	Harper, of Terrell,	Scott,
Clarke,	Hook,	Seales,
Cleghorn,	Hudson,	Shackleford,
Cloud,	Humber,	Shumate,
Cobb,	Johnson, of Wilcox,	Sisson,
Crawford,	Kellogg,	Smith, of Coffee,
Drake,	Kytle,	Smith, of Ware,
Donaldson,	Long,	Surrency,
Duncan,	McArthur,	Taliaferro,
Ellis, of Spalding,	McDougald,	Tate,
Erwin,	Matthews,	Tumlin,
Felder,	Meadows,	Turnipseed,
Fincanon,	Nash,	Vinson,
Flournoy,	Nisbet,	Walthall,
Fowler,	Nunn,	Warren, of
Fryer,	Parke,	Quitman,
George,	Paulk,	Welchell,
Gober,	Penland,	Wilcher,
Goff,	Pepper,	Williams, of PooLy,
Gray,	Perkins, of	
Gullatt,	Cherokee,	

Yeas, 81 ; nays, 82. So the resolution was lost.

On motion of Mr. Rice, of Columbia, the House adjourned until 10 o'clock to-morrow morning.

TUESDAY, July 21st, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment and was opened with prayer by the Rev. Mr. Cloud.

Mr. Bell, of Banks, offered the following resolution :

Resolved, That members of this House be furnished with one copy, each, of the books brought from the State library by our special messenger, L. Carrington, which, on motion, was taken up, read and adopted.

The following message was received from his Excellency, the Provisional Governor, through Mr. DeGraffenried, his Secretary :

Mr. Speaker : I am directed by his Excellency, the Provisional Governor, to transmit to the House of Representatives a communication in writing, with accompanying documents.

On motion, said communication was taken up and read, and is as follows :

OFFICE OF PROVISIONAL GOVERNOR,
Atlanta, Georgia, July 21, 1868.

To the Senate and House of Representatives :

The following communication from the Commanding General of this District is respectfully transmitted for the information of the General Assembly :

HEADQUARTERS THIRD MILITARY DISTRICT,
(DEPARTMENT OF GEORGIA, FLORIDA AND ALABAMA,)
ATLANTA, GEORGIA, JULY 20, 1868.

Hon. R. B. Bullock, Provisional Governor of Georgia :

I have the honor to acknowledge the receipt of your letter of the 18th instant, advising me that a committee of the House of Representatives had waited on you, and verbally informed you that the House having made a careful investigation into the eligibility of its members, have decided by a vote of the House that all persons now in their seats are eligible.

I have already acknowledged the receipt of your letter of the 17th, reporting the action of the Senate on the same subject.

I have now to advise and instruct you that each House, having complied with the requisitions of my communication of the 8th inst., by examining into and deciding on the eligibility of their members, under the acts of Congress, and 14th Article, Constitutional Amendments, I have no further

opposition to make to their proceeding to the business for which they were called together, as I consider them legally organized from the 18th instant, the date of the action of the House.

Very respectfully, your obedient servant,

GEO. G. MEADE,
Major General, U. S. A.

By the provision of the act of Congress entitled "An act to admit the States of North Carolina, South Carolina, Louisiana, Georgia, Alabama and Florida, to representation in Congress," passed June 25th, 1868, you are required to duly ratify the amendment to the Constitution proposed by the 39th Congress, and known as Article 14, and by solemn public act declare the assent of the State to that portion of the act of Congress which makes null and void the first and third subdivisions of section 17 of the fifth article of the State Constitution, except the proviso to the first subdivision, before the State shall be entitled and admitted to representation in Congress as a State of the Union.

Copies of the said act of Congress, and of the said proposed amendment to the Constitution, are herewith transmitted.

RUFUS B. BULLOCK,
Provisional Governor.

Mr. Lane, of Brooks, offered the following joint resolutions to ratify the amendment to the Constitution of the United States, known as article fourteen, proposed by the Thirty-ninth Congress of the United States.

Resolved, by the Senate and House of Representatives of the State of Georgia, That the amendment to the Constitution of the United States, known as article fourteen, proposed by the Thirty-ninth Congress of the United States, and which is in substance as follows :

ARTICLE 14.

SEC. 1. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States, and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty or property, without due process of law, nor deny to any person within its jurisdiction the equal protection of the law.

SEC. 2. Representatives shall be appointed among the several States according to their respective numbers, counting

the whole number of persons in each State, excluding Indians not taxed. But when the right to vote at any election for the choice of electors for President and Vice President of the United States, Representatives in Congress, the Executive and Judicial officers of a State, or the members of the Legislature thereof, is denied to any of the male inhabitants of such State, being twenty-one years of age, and a citizen of the United States, or in any way abridged, except for participation in rebellion or other crime, the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such State.

SEC. 3. No person shall be a Senator or Representative in Congress, or elector of President and Vice President, or hold any office, civil or military, under the United States, or under any State, who, having previously taken an oath, as a member of Congress, or as an officer of the United States, or as a member of any State Legislature, or as an executive or judicial officer of any State, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid or comfort to the enemies thereof. But Congress may, by a vote of two-thirds of each House, remove such disability.

SEC. 4. The validity of the public debt of the United States, authorized by law, including debts incurred for payment of pensions and bounties for services in suppressing insurrection or rebellion, shall not be questioned. But neither the United States nor any State shall assume or pay any debt or obligation incurred in aid of insurrection or rebellion against the United States, or any claim for the loss or emancipation of any slave; but all such debts, obligations and claims shall be held illegal and void.

SEC. 5. The Congress shall have power to enforce, by appropriate legislation, the provisions of this article.

Be and the same is hereby ratified by the State of Georgia.

On' motion the resolution was taken up, and upon the adoption of the same, the ayes and nays were required to be recorded and resulted in ayes 89 and nays 69.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Bethune,	Carson,
Allen, of Jasper,	Brinson,	Chambers,
Ayer,	Bryant,	Claiborne,
Barnes,	Buchan,	Clower,
Beard,	Burtz,	Colby,
Belcher,	Caldwell,	Costin,
Bell,	Campbell,	Cunningham,
Bennett,	Carpenter,	Darnell,

Davis,	Joiner,	Porter,
Ellis, of Gilmer,	Johnson, of Towns,	Prudden,
Evans,	Lane,	Read,
Fitzpatrick,	Lastinger,	Rice,
Floyd,	Lee,	Richardson,
Franks,	Linder,	Salter,
Fyall,	Lindsay,	Scroggins,
Gardner,	Long,	Sewell,
Golden,	Lumpkin,	Sims,
Hall, of Glynn,	McCormick,	Smith, of Charlton,
Hall, of Meriwether,	Madden,	Smith, of Muscogee,
Hamilton,	Madison,	Stone,
Haren,	Maxwell,	Strickland,
Harrison, of	Maul,	Turner,
Hancock,	Moore,	Tweedy,
Harden,	Neal,	Warren, of Burke,
Higdon,	O'Neal, of Lowndes,	Watkins,
Hillyer,	O'Niel, of Baldwin,	Williams, of Harris,
Holden,	Osgood,	Williams, of
Hooks,	Page,	Haralson,
Hopkins,	Perkins, of	Williams, of
Houston,	Cherokee,	Morgan,
Hughes,	Perkins, of Dawson,	Zellers.

Those voting in the negative, are Messrs :

Anderson,	Gober,	Pepper,
Atkins,	Goff,	Phillips,
Ballanger,	Gray,	Price,
Barnum,	Gullatt,	Rainey,
Bradford,	Hall, of Bullock,	Rawls,
Brassell,	Harkness,	Rosser,
Brown,	Harrison, of	Rumph,
Butt,	Franklin,	Scott,
Clarke,	Harris,	Seales,
Cleghorn,	Harper, of Sumter,	Shackleford,
Cloud,	Harper, of Terrell,	Shumate,
Cobb,	Hook,	Sisson,
Crawford,	Hudson,	Sorrels,
Drake,	Humber,	Taliaferro,
Donaldson,	Kellogg,	Tate,
Duncan,	Kyle,	Tumlin,
Ellis, of Spaulding,	McArthur,	Turnipseed,
Erwin,	McCullough,	Vinson,
Felder,	McDougald,	Walthal,
Fincanon,	Matthews,	Warren, of
Flournoy,	Meadows,	Quitman,
Ford,	Nash,	Welchel,
Fowler,	Nisbet,	Wilcher,
Fryer,	Nunn,	Williams, of Dooly.
George,	Parke,	

Ayes, 89 ; Nays, 71. So the resolution was adopted.

Mr. Bryant, of Richmond, offered the following resolution, which, on motion, was taken up, read and adopted, to-wit:

WHEREAS, The Congress of the United States, by the act admitting the State of Georgia to representation in Congress as a State of the United States, imposes as one of the conditions upon which the same shall take effect, that the first and third subdivisions of section seventeen of the fifth article of the Constitution of the State of Georgia, except the proviso to the first subdivision, shall be null and void, and that the General Assembly of the State shall, by solemn act, declare the assent of the State to the said condition. It is therefore,

Resolved, By the Senate and House of Representatives, that the General Assembly of the State of Georgia, does hereby declare the assent of the State of Georgia to the said condition.

Mr. Bethune, of Talbot, offered a resolution for the appointment of a committee of five to join such committee as may be appointed by the Senate, to wait upon his Excellency, the Provisional Governor, and inform him that both Houses have ratified the amendment to the Constitution of the United States proposed by the 39th Congress, known as article fourteen, and that this House has also declared its assent to the fundamental condition imposed on this State, and annexed thereto by an act of Congress. And that both branches of the General Assembly will, at such time as he may designate, be ready to inaugurate the Governor elect, and that the Clerk of this House transmit forthwith to the Senate a copy of the resolution, and request the concurrence of that body.

On motion, said resolution was taken up and adopted.

The committee appointed, are Messrs. Bethune, of Talbot, Williams, of Dooly, Johnson, of Towns, Matthews, of Houston, and Neal, of Warren.

The following message was received from the Senate through Mr. Marshall, their Secretary:

Mr. Speaker: I am directed by the Senate to inform the House of Representatives that the Senate has passed the following resolution, in which they ask the concurrence of the House of Representatives, and I am directed to transmit the same forthwith to the House of Representatives.

A joint resolution ratifying the amendment to the Constitution of the United States, proposed by the 39th Congress, and to declare the assent of this State to the fundamental conditions imposed by Congress to entitle this State to representation in Congress.

On motion of Mr. Bryant, said resolutions were taken up

and concurred in, and the Clerk directed to inform the Senate of the action of the House thereon.

Mr. Tumlin, of Randolph, offered the following resolution :

Resolved, That we respectfully and earnestly petition the Congress of the United States, to remove from every citizen of Georgia, irrespective of party associations, the disabilities imposed by the third section of the proposed amendment to the Constitution of the United States, known as article fourteen.

Mr. Tumlin moved a suspension of the rule to take up the resolution, which motion was lost.

Mr. O'Neal, of Lowndes, offered the following resolution, which was taken up, read and adopted :

Resolved, That a committee of three be appointed by the Speaker, whose duty it shall be to notify Major General Meade of the action of this House on the Constitutional amendment, and other fundamental conditions, this day acted upon, and invite him and his Staff to a seat upon this floor, to witness the inauguration of his Excellency, the Governor.

The committee appointed under said resolution, are Messrs. O'Neal, of Lowndes, George and Harkness.

Mr. Turner, of Bibb, offered the following resolution :

Resolved, That the committee just appointed be instructed to consider the propriety of selecting some suitable place outside of this hall, for the inauguration of his Excellency, the Governor, and report to this House their conclusions in the premises, which was read and adopted.

Leave of absence was granted to Mr. Hudson, of Harris, for a few days after to-morrow.

On motion of Mr. Bryant, of Richmond, the rule on adjournment was suspended, and the House adjourned until 4 o'clock, P M.

4 o'clock, P M.

The House met pursuant to adjournment.

Mr. Bethune, as Chairman of the committee appointed to wait upon his Excellency, the Governor, submitted the following report :

Mr. Speaker ; As Chairman of the committee appointed by this House, to join such committee as the Senate might create, to wait upon his Excellency, R. B. Bullock, Provisional Governor of this State, and inform him of the adoption of the amendment to the Constitution of the United States, proposed by the 39th Congress, and known as article 14, and that the General Assembly of this State had declared its assent to the

fundamental conditions annexed thereto, by an act of Congress, and to inform him that both Houses of the General Assembly are ready to inaugurate the Governor elect, of this State, at such time as he may designate.

I have the honor to report that your committee, having joined a similar committee appointed by the Senate, have performed the duty assigned them, by communicating the action of the General Assembly, as stated in the resolution under which they were appointed, to his Excellency, R. B. Bullock, Provisional Governor, who expressed great satisfaction, and stated that he would immediately inform the Commanding General of this, the third, military District, of the information thus received by him, and that if it met the approbation of both Houses of the General Assembly it was the pleasure of the Governor elect, to meet them in this Hall, on Wednesday, the 22d inst., at 12 o'clock, M., then and there to be inaugurated as the Governor of Georgia.

All of which is respectfully submitted.

(Signed)

MARION BETHUNE,
Chairman.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate has concurred in the resolution of the House appointing a joint committee to wait upon his Excellency, Rufus B. Bullock, Provisional Governor, and inform him that the House has duly ratified the amendment to the Constitution of the United States, proposed by the 39th Congress, and known as article 14, and the House has declared its assent to the fundamental conditions imposed upon this State, by an act of Congress, and that both branches of the General Assembly will, at such time as he may designate, be ready to inaugurate the Governor elect.

And the Senate has appointed as a committee, under said resolution, Messrs. Higbee, Holcombe and Harris ; and, also, that the Senate has adopted a resolution appointing a committee to make suitable arrangements for the inauguration of the Governor elect, and have appointed, as a committee under said resolution, Messrs. Higbee and Wooten, and I am directed to transmit the same forthwith to the House of Representatives.

Mr. Butts, of Marion, offered the following resolution, which on motion was taken up, read and adopted, to-wit :

Resolved, That the Clerk be instructed to furnish the Messenger with ice for the use of the members of this House, and that it be charged to the incidental expenses.

Mr. Bryant, of Richmond, offered the following resolution which was taken up, read and lost :

Resolved, That in preparing for the inauguration ceremonies the Messenger be instructed to remove the desks from the hall, and that chairs be provided for members of the House and Senate, invited guests and gentlemen accompanied by ladies.

Mr. Bryant, of Richmond, offered the following resolution which was taken up, read and adopted, to-wit :

Resolved, That the Messenger be instructed by the Speaker to prepare the hall for the safe keeping of the books and stationery of members.

Mr. O'Neal presented the following report :

Mr. Speaker : Your committee to whom was assigned the duty of informing Major General Meade of the action of this House upon the Constitutional Amendment and other fundamental conditions, and of inviting him and his staff to a seat upon this floor during the inauguration of the Governor, beg leave to report that they have performed said duty and received from General Meade his thanks for the kindness and courtesy of this body, as well as an expression of his desire and intention to accept the invitation.

(Signed)

JNO. W O'NEAL,
Chairman.

Leave of absence was granted to Messrs. Cleghorn, of Chattooga, and Drake, of Upson, after Thursday next.

Mr. Duncan, of Houston, offered the following resolution :

Resolved, That a committee of five be appointed by the Speaker, to investigate and report to the House, upon the eligibility of F. H. Fyall, of the county of Macon, to a seat on this floor, and that said committee have the privilege of sending for persons and papers.

Mr. Hall, of Glynn, offered the following resolution, which was taken up, read and adopted, to-wit :

Resolved, That each member of the Senate and House of Representatives, receive a ticket, admitting one person to the inaugural ceremonies to-morrow, that the tickets be printed this P M., and those entitled to them be supplied from the Clerk's desk of this House, in the A. M., and that the whole of the gallery be reserved for this purpose.

Mr. Shumate, of Whitfield, offered the following resolution :

Resolved, That the Door Keeper be instructed to prohibit the hall being used for any purpose whatever, without the consent of the House.

On motion, the House adjourned until 10 o'clock, to-morrow morning.

WEDNESDAY, July 22d, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. N. M. Crawford.

The Hon. B. F. Powell, member elect, from the county of Decatur, appeared, produced his credentials and, having taken the oath prescribed by the Constitution of the State, took his seat.

Mr. McDougald, of Chattahoochee, moved a reconsideration of so much of the Journal of yesterday as relates to the adoption of the resolution giving the assent of the State to the fundamental conditions prescribed by Congress, which motion was ruled out of order.

Mr. Williams, of Dooly, moved a reconsideration of so much of the Journal of yesterday as relates to the adoption of a resolution to provide for furnishing the members with ice, and upon which the ayes and nays were required to be recorded, and resulted in ayes, 46, and nays 78.

Those voting in the affirmative, are Messrs :

Atkins,	Hopkins,	Rainey,
Barnum,	Humber,	Reddish,
Crawford,	Kytle,	Rosser,
Drake,	McArthur,	Rouse,
Donaldson,	McCullough,	Rumph,
Erwin,	Matthews,	Shackleford,
Fincanon,	Meadows,	Sisson,
Flournoy,	Nash,	Smith, of Coffee,
Fryer,	Nunn,	Sorrells,
George,	O'Neal, of Lowndes,	Strickland,
Gray,	Osgood,	Taliaferro,
Hall, of Bulloch,	Paulk,	Tumlin,
Hamilton,	Penland,	Turnipseed,
Harrison, of	Perkins, of	Vinson,
Franklin,	Cherokee,	Watkins,
Higdon,	Phillips,	Williams, of Dooly,

Those voting in the negative, are Messrs :

Allen, of Hart,	Brinson,	Clower,
Allen, of Jasper,	Brown,	Colby,
Ayer,	Bryant,	Costin,
Barnes,	Buchan,	Cunningham,
Beard,	Burtz,	Darnell,
Belcher,	Butt,	Ellis, of Gilmer,
Bell,	Campbell,	Fitzpatrick,
Bethune,	Carson,	Floyd,
Bradford,	Chambers,	Ford,
Brassell,	Claiborne,	Fyall,

Gardner,	Linder,	Price,
Goff,	Long,	Read,
Golden,	Lumpkin,	Rice,
Hall, of Glynn,	McCormick,	Richardson,
Hall, of Meriwether,	McDougald,	Salter,
Haren,	Madden,	Scott,
Harrison, of	Madison,	Smith, of Muscogee,
Hancock,	Maxwell,	Stone,
Harris,	Maull,	Surrency,
Harper, of Sumter,	Moore,	Tate,
Harden,	Neal,	Tweedy,
Hillyer,	O'Niel, of Baldwin,	Walthal,
Holden,	Parke,	Warren, of
Hook,	Pepper,	Quitman,
Houston,	Perkins, of Dawson,	Wilcher,
Johnson, of Towns,	Porter,	Williams, of
Lastinger,	Powell,	Morgan.

Ayes, 46 ; nays, 78. So the motion was lost.

Mr. Tweedy, of Richmond, offered the following resolution, which, on motion, was taken up, read and adopted, to-wit :

Resolved, That the use of this Hall is tendered to Hon. Wm. Gibson, to address his fellow-citizens, this night.

Mr. Matthews, of Houston, offered a resolution directing the Messenger to remove the desks out of the Hall to make room for the inauguration ceremonies, which was read and adopted.

Mr. Williams, of Morgan, moved that Monday next, be set apart for the special purpose of electing State officers, which motion was lost.

Mr. Phillips, of Echols, moved that Monday next be set apart for the electing of State officers, and all other officers required by the Constitution and laws of the State, which motion was lost.

Mr. Brassell, of Fayette, offered the following resolution :

Resolved, That the election of United States Senators be made the special order for Tuesday next.

On motion of Mr. Bryant, of Richmond, the House took a recess until 11 $\frac{1}{2}$ o'clock, A. M.

11 $\frac{1}{2}$ o'clock, A. M.

The House reassembled.

Mr. Hudson, of Harris, offered the following resolution, which, on motion, was taken up, read and adopted, to-wit :

Resolved, That the Clerk be directed to inform the Senate that the House is now ready to proceed with the inauguration of the Governor elect.

The Senate, together with the Governor elect, General

Meade and staff, and other distinguished gentlemen, attended in the Representative hall, and the hour of 12 o'clock, M., having arrived, the Hon. R. B. Bullock, Governor elect, proceeded to address the General Assembly as follows:

Fellow Citizens, Senators and Representatives: We are assembled here to-day under the fostering care and protection of our General Government. Through its clemency we are permitted to inaugurate a civil government for our State that will supersede the military power which has been supreme in our midst since the failure of an attempt to establish the sovereignty of separate States, in opposition to the Constitution and Union framed by the people of the *United States*. The misfortunes that have followed a misapprehension of the allegiance due by the individual citizen have become a part of our history, and need only be referred to when there may be danger of its repetition.

We have good reason to congratulate ourselves that we have so rapidly abandoned our erroneous opinions; and that under the benign influence of the liberal laws of Congress, we have progressed successfully toward a restoration to our proper place in the Union.

And especially should we rejoice that this has been accomplished, notwithstanding that in the pursuit of a proper policy, we have been distracted and divided among ourselves by the failure of the National Executive to act in harmony with the will of the people constitutionally expressed. Only twelve months ago a number of citizens assembled in this city and framed a political organization in sympathy with the principles and the policy of a majority of the people of the whole country, and to-day we witness what has been accomplished through the agency of that patriotic body—the Union Republican party. A Constitution has been adopted that guarantees to all free and universal education; equal political and civil rights; and restores to us *self-government*. It should not be forgotten that this Constitution has been framed by delegates who were elected under the law which gave the bondman the irresistible weapon of the ballot.

The *wisdom* and *moderation* with which this privilege has been exercised, should overcome all prejudice, quiet all fears, and lead us to appreciate the *justice* of enfranchising the freedmen.

With a territory of magnificent proportions, unsurpassed in richness of natural resources, we have but to apply ourselves to its development to reap a bounteous reward.

By united efforts in the enforcement of civil law, securing to every one the lawful expression of their political opinions,

and the enjoyment of the results of their labor, we will invite within our borders an increased population to share with us the comforts of our climate and the wealth of our agricultural and mineral productions.

Humbly trusting in the sustaining grace of the Great Ruler of all, I shall endeavor to perform the duties of the high position to which you have elected me, by a strict adherence to the provisions of the Constitution, and in such a manner as to bring upon us His blessing in a *peaceful, progressive prosperity*.

At the close of which, the oath of office was administered to him by the Hon. John Erskine, Judge of the United States District Court; and he was declared the Governor of the State of Georgia for the ensuing four years.

On motion, the Senate repaired to their chamber, and the House adjourned until 10 o'clock, A. M., Friday next.

FRIDAY, July 24th, 1868,
10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Leave of absence was granted to Messrs. Stone, of Jefferson, Neal, of Warren, Harris, of Murray, and Atkins, of Oglethorpe, for a few days, on account of sickness in their families.

The Clerk proceeded to call the roll of counties, when Mr. Williams, of Morgan, offered a resolution bringing on the election of State House officers at 12 o'clock, M., on tomorrow.

Mr. Crawford, of Bartow, offered a resolution contemplating the appointment of a committee to join such committee as may be appointed by the Senate, to investigate and examine the books and papers of the several officers of the W. & A. Railroad.

Mr. Phillips, of Echols, reported a bill to be entitled an act to consolidate the offices of Secretary of State and Surveyor General of the State of Georgia.

Mr. Hall, of Meriwether, offered a resolution instructing the Judiciary Committee to enquire into the expediency of reducing the bonds of county officers.

Also, a bill to be entitled an act for the relief of the people of Georgia.

Also, a bill to be entitled an act prohibiting the sale of spirituous liquors on days of elections.

Also, a resolution bringing on the election of U. S. Senators, Public Printer and State House officers, on Tuesday the 28th inst.

Mr. Tweedy, of Richmond, offered a resolution suspending levies and sales under executions.

Mr. Ellis, of Spaulding, offered a resolution directing the Clerk to furnish each member with a copy of the new Constitution.

Mr. Holden, of Taliaferro, offered a resolution declaring the Hon. W P Price, of the county of Lumpkin, Speaker *pro tempore* of the House of Representatives, which on motion, was taken up, read and adopted.

The following message was this day received from his Excellency, the Governor, through his Secretary, Mr. Davis :

Mr. Speaker : I am directed by his Excellency, the Governor, to deliver to the House of Representatives his Annual Message with accompanying documents.

On motion of Mr. Holden, of Taliaferro, the message from his Excellency, the Governor, was taken up and read, and is as follows :

Senators and Representatives :

Congratulating you, as the Representatives of the People, upon the establishment of Civil Government, and the fact that Georgia is once more an integral portion of our National Unity, we welcome the intelligence which comes from nearly every portion of our State, of a bountiful harvest to the husbandman, and, as a consequence, general content and thrift among our people, an omen of our future prosperity.

THE CONSTITUTION.

A new Constitution has been framed by our delegates to the late Convention, and it is your duty, as it will be your pleasure, to enact laws in harmony therewith.

Among its many admirable provisions, attention is respectfully called to the following changes in, and amendments of, the old Constitution, some of which require early legislation at your hands :

DECLARATION OF FUNDAMENTAL PRINCIPLES.

Article One is the Declaration of Fundamental Principles.

Section Two of that Article recites that, " All persons born or naturalized in the United States, and resident of this State, are hereby declared citizens of this State ; and no laws shall be made or enforced, which shall abridge the privileges or immunities of citizens of the United States, or of this State, or deny to any person within its jurisdiction, the equal protec-

tion of its laws. And it shall be the duty of the General Assembly, by appropriate legislation, to protect every person in the due enjoyment of the rights, privileges and immunities guaranteed in this section."

This provision is in consonance with the law of Congress, which, fortunately for our domestic tranquillity, settles a question which might have been a source of serious trouble for us and our children; and shows, conclusively, that there was no proscriptive spirit on the part of the framers of the New Constitution, for, by its provisions, every citizen is fully permitted to participate with us in the government of our inter-State affairs.

IMPRISONMENT FOR DEBT PROHIBITED.

Their wisdom is further shown in the adoption of the Eighteenth Section of Article One, Prohibiting Imprisonment for Debt, and obliterating from our Code of Laws that relic of the usurer's power which confined the unfortunate debtor in a felon's cell.

Still further, as an evidence of our enlightenment and advancement in the scale of humanity and moral progress, by the Twenty-second Section of the same Article, Whipping, as a punishment for crime, is abolished. The whipping post will no longer shock the sensibilities of our citizens.

LOTTERIES PROHIBITED.

Another most salutary provision is found in Section Twenty-three of the same Article, which enacts that "No Lottery shall be authorized, or sale of lottery tickets allowed in this State, and adequate penalties for such sale shall be provided by law." This section, in my judgment, will be found to be a great conservator of public morals, and it becomes your duty to provide, by appropriate legislation, adequate penalties to prevent the continuance of this demoralizing traffic.

POLL TAX.

Section Twenty-nine of the same Article prescribes "That no poll tax shall be levied, except for Educational purposes, and such tax shall not exceed one dollar annually on each poll." The freedom of the ballot box is in a measure insured by this provision, which prevents an excessive tax upon each poll, and at the same time permits the voter to aid in promoting the free school system, by contributions to that fund.

NATIONAL UNITY.

Section Thirty-third provides that "The State of Georgia shall ever remain a member of the American Union; the People thereof are a part of the American nation; every citizen thereof owes a paramount allegiance to the Constitution and Government of the United States, and no law or or-

dinance of this State, in contravention or subversion thereof, shall ever have any binding force. This settles, substantially and definitively, a subject-matter which has been the fruitful source of our most serious difficulties in peace and in war.

FRANCHISES AND ELECTIONS.

Your attention is particularly directed to that portion of Article Two—Franchises and Elections—which prescribes qualification for Electors and recites that the Elector “ Shall have paid all legal taxes, which may have been required of him, and which he may have had an opportunity of paying, agreeably to law.”

This requirement has been a part of our Statutes for many years, but of late has grown into disuse. It should be enforced, particularly since the Poll tax has been made almost nominal, and within the ability of all who esteem the franchise as the especial privilege of a freeman.

It would, also, save money to the county treasuries, as the law allows, and it is the customs of the Sheriffs, to charge for a return of *nulla bona* upon *fi. fas.* issued by the Tax Collectors upon insolvent polls placed in the hands of the Sheriff for levy.

The provision is a good one, and the General Assembly should require the Superintendents and Managers of elections to enforce it strictly or strike it from the Code.

There has, also, been a judicious change in the oath to be administered to a challenged voter, which, if enforced, will materially improve the purity of the ballot.

DUELING.

Attention is directed to the punishment necessary to be prescribed for the violation of Section Five of this Article, which says that “ No person who, after the adoption of this Constitution, being a resident of this State, shall engage in a duel in this State or elsewhere, or shall send or accept a challenge, or be aider or abetter to such duel, shall vote or hold office in this State; and every such person shall, also, be subject to such punishment as the law may prescribe.”

PROHIBITING SALE OF LIQUOR.

There is no provision of the Constitution which embodies greater wisdom and sagacity than that contained in the Eighth Section of this Article, which provides, that “ The sale of intoxicating liquors on days of election is prohibited,” and it is earnestly recommended to your attention, as one requiring legislation, that will effectually prevent, not only the sale, but access to, this active agent in fomenting contention and bloodshed.

NEW COUNTIES.

Article Three, Section Five, requires that “ No new county shall be established, except by a vote of two-thirds of each

House, nor shall any county be abolished, except by a vote of two-thirds of each House, and after the qualified voters of the county shall at an election, held for the purpose, so decide." This is an amended article of the old Constitution, and may be regarded an excellent provision, as many new counties have been organized whose creation was of doubtful propriety, the taxation and revenue derived from them being insufficient to pay the per diem and mileage of their members in the General Assembly, and, therefore, provided offices for a few persons without a corresponding advantage to the State.

PUBLICATION OF ACCOUNTS.

Article Three, Section Six, Paragraph One. The amendment to this section, as compared with the old Constitution, requires that "The regular statement and account of the receipt and expenditure of all public money, shall be published from time to time, with the laws passed by each session of the General Assembly," and is worthy of special commendation.

The printed laws, heretofore, have not contained this valuable information, and the people have not had an opportunity of knowing how the revenue of the State has been expended, save through the reports of the Treasurer and Comptroller General, which have not been accessible to the public at large. This mode of publication will insure a more general diffusion of the data and information with which the reports are usually filled and incidentally lead to a more intimate knowledge of the laws among our citizens, and a more discriminating economy in our disbursements.

LEGISLATIVE.

Article Third, Section Six, Paragraph Two, provides that "No vote, resolution, law or order, shall pass granting a donation or gratuity in favor of any person, except by the concurrence of two-thirds of each branch of the General Assembly, nor by any vote to a sectarian corporation or association." The prohibition from donating in favor of sectarian associations is an amendment to the old Constitution, and one that will meet the favorable consideration of our citizens.

Paragraph Three of the same Article provides that "No law or section of the Code shall be amended or repealed by mere reference to its title, or to the number of the section in the Code, but the amending or repealing act shall distinctly and fully describe the law to be amended or repealed, as well as the alteration to be made; but this clause shall be construed as directory only to the General Assembly." This provision subserves a wise purpose, in that it prevents hasty legislation. Numbers of instances in previous legislation have occurred where the identical law upon the statute book, has been re-enacted, and sections of the Code, repealed by reference to

number of the act, the body of which had no connection with the matter intended to be legislated upon.

JUDICIARY.

Article Five. In this, as in other Articles of our admirable Constitution, we notice the remarkable fact that the Convention, distinctly representing "Universal Suffrage," acted independently and with wisdom and discernment for the benefit of the people, and conservatized the Government which they were about to establish by reducing to a minimum the number of elective officers, and increasing to a maximum the length of the term of the offices which were to be elective or appointed. The extension of the terms of the Executive and Judiciary, will be beneficial in many respects, and, to a great extent, it will have the effect of placing these two departments of the Government beyond the influence of partisan politicians.

The Executive is controlled in his selection by the dignified and thoughtful mind of the Senate ; and in this connection, the mature deliberation of the General Assembly is invited to the subject of Salaries, to the end that adequate compensation may be provided for the several offices of Judges of the Supreme, Superior and District Courts, and for the Attorneys and Solicitors General and District Attorneys, that persons of character and capacity may be secured to fill these important positions. In deciding the compensation which should attach, due regard will be had to the incomes which this class of professional gentlemen would acquire by their practice. It is also proper that their emoluments should be in proportion to the character, responsibility and dignity of the office.

The provision "that the Court shall render judgment without the verdict of a jury in all civil cases founded on contract where an issuable defense is not filed on oath," it is believed will materially expedite the business of the Courts, and save costs to defendants.

DISTRICT JUDGES AND ATTORNEYS.

Section Four, Article Five, requires that "there shall be a District Judge and a District Attorney for each Senatorial District in this State." This change from County to District Courts, Judges and Attorneys, may be regarded as greatly subserving the public interest. It reduces the number of officials, secures a speedy administration of justice, reduces the expense attendant upon payment of jail fees, and the provision for the payment of the official salaries from the county treasury, instead of the receipts from fines and forfeitures, relieves these officials from the charge of undue influence, in an anxiety to secure convictions and thereby increase the emoluments of their office. The favorable attention of the General Assembly is asked for that paragraph of

the Constitution which authorizes you to confer civil jurisdiction upon these Courts.

COURTS OF ORDINARY.

Section Five, Paragraph Eleven, Article Five, Section Five, Paragraph Two, provides that "The Courts of Ordinary shall have such powers, in relation to roads, bridges, ferries, public buildings, paupers, county officers, county funds and other matters, as shall be conferred on them by law."

By Section Nineteen "The Courts heretofore styled the 'Inferior Courts' are hereby abolished, and their unfinished business, and the duties of the Justices thereof are transferred to such tribunals as the General Assembly may designate." And Article Eleven, under the head of "Laws in General Operation," Section Seven, recites that "The books, papers and proceedings of the Inferior Courts shall be transferred to and remain in the control of the Ordinaries, who shall perform the duties of said Courts until otherwise provided by law." It is respectfully suggested that early attention be directed to this Paragraph, to the end that Ordinaries may be relieved from a large portion of the duties thereby imposed upon them. That Court should, it is believed, be divested of matters not germane to it; it is a Court created for a particular purpose, and its duties should be confined to the objects of its creation. Should the business, heretofore transacted by the Justices of the Inferior Court be entrusted to the Ordinary, he would not be able to perform it in addition to the duties heretofore pertaining to that office. It may, also, be objected that, with these additional services prescribed, too much power is conferred upon one county officer. The supervision of roads, bridges, ferries, public buildings, paupers, county offices, county funds and taxes, and other matters, all given to one man is a subject that invites criticism.

Under Section Fifteen "The General Assembly shall have power to provide for the creation of County Commissioners in such counties as may require them, and to define their duties." By this provision Commissioners may be created, to whom can be intrusted a portion, at least, of these duties, securing efficiency and promptitude; and in this connection your serious consideration upon the subject of Road laws is necessary to secure a practical system.

PUBLIC HIGHWAYS.

The efficiency of the public highways is a State necessity; our Road laws now in existence are entirely disregarded. We have the material for working out a system of improvement in roads with economy, and the safety, comfort and pecuniary interest of the people, as well as the demands of commerce, require that this branch of internal improvements should be inaugurated by practical measures with sufficient and prompt penalties to insure their execution.

JURORS.

Section Thirteen, Paragraph Two, requires, "That the General Assembly shall provide by law for the selection of upright and intelligent persons to serve as jurors. There shall be no distinction between the classes of persons who compose grand and petit jurors. Jurors shall receive adequate compensation for their services, to be prescribed by law." There should be uniformity in the compensation of jurors, as well as in the mode of raising it. Where the juries have been paid as heretofore by counsel and the jury fee charged in the bill of costs, in many instances each juror has been known to receive the unreasonable sum of ten dollars for one day's service. This has had the effect of inducing many persons to be regularly in attendance upon the sessions of Courts to be caught upon juries, merely to receive the pay for such service, and the result has been that the familiar faces of these professional jurors are continuously presented in the jury box, and a uniform character of verdicts are returned, regardless of the law and facts.

Under the present system, it often happens that a juror and witness from the same district return from the Court, the one having realized five or ten dollars, the other seventy-five cents, by one day's attention to the public service. Let the compensation be commensurate with the service rendered, and this evil will be remedied.

RELIEF.

The provision of our Constitution, under which the Courts were denied jurisdiction in cases of action for debts contracted prior to the 1st day of June, 1865, having been necessarily abrogated, under the requirements of the laws of Congress, your attention is respectfully called to the pressing necessity for granting all the relief to the people that may be in your power, under the Constitution. The just expectation of the people on this subject is sufficiently well known to yourselves to make it unnecessary for me to present arguments in their favor.

HOMESTEAD EXEMPTION.

A general law should be framed at the earliest practicable moment providing for the setting apart of Homesteads as authorized in Article Seven of the Constitution, and thereby place beyond the control of the grasping creditor a shelter and a support for the families of those who, by reason of mistaken kindness to friends, misfortune, or the disasters of the war, would be left homeless. The Second Paragraph of this just and humane Article secures the independent right of property for women.

EDUCATION.

Article VI requires that the General Assembly at its first

session, "shall provide a thorough system of General Education, to be forever free to all children of the State."

A thorough and complete system cannot reasonably be expected from the legislation of any one session of the General Assembly. With a territory so extensive, and a population so widely separated as ours, a school system must be devised to meet as near as possible the peculiar circumstances which surround us, and can only be finally attained and perfected by the light of careful investigation, and after some years of experimental effort. This, too, with a due regard to the ability of the people to meet the taxation necessary for its support.

Great good has been accomplished in our midst since the close of the war, by the earnest efforts of self-sacrificing ladies and gentlemen who have been sustained by the liberal contributions of our friends in the Northern States.

Under well regulated associations, schools have been established in large numbers and with wonderful results, and it is recommended that a formal expression of our gratitude be given by a resolution of the General Assembly.

It is also recommended as advisable for the State to make an annual appropriation to these associations, equal to the amount contributed from abroad, to promote and enlarge the system now so successfully inaugurated, while we are preparing for and perfecting a general free school plan as indicated in the Constitution. Attention is invited to the statement of Mr. E. D. Ware, on this subject, herewith transmitted.

The State University has received the amount appropriated for the current year, and is in a very flourishing and satisfactory condition, under the control of its able Faculty.

The benefits of the munificent gift of Mr. Peabody are now being enjoyed by our children under the wise direction given to it by the Board of Trustees, who have the fund in charge.

MILITIA.

If it is deemed wise to establish a militia organization it is hoped that the acts which are to regulate it will be of such a character as to compel a perfect and harmonious organization, with sufficient discipline to make the force useful and effective.

COUNTY OFFICERS.

In view of the great poverty of our people, and of the present effect of setting apart Homesteads, the Executive might, with the assistance of the Treasurer and Comptroller, be authorized to exercise a discretion as to the kind and character of the bond to be given by persons elected to county offices to the end that, if for the above reasons, or from other causes, the officer elect may not be able to secure

the character of bond, heretofore required, the choice of the people shall not be denied the exercise of the duties of his office.

PUBLIC BUILDINGS.

The removal of the Seat of Government to the city of Atlanta will, for a time, occasion some inconvenience to the members of the General Assembly and to the Executive, but this temporary disadvantage is vastly more than balanced by the convenience to the public at large.

Under the arrangement volunteered by the liberal spirit of the citizens of Atlanta, the corporation took upon itself to provide suitable and satisfactory buildings and accommodations for the Seat of Government.

As there is no finished building in this city, of sufficient size to afford proper facilities for the General Assembly, the Committees and the Departments, it is recommended that the General Assembly take into consideration the propriety of aiding the corporate authority and thereby secure the completion of a building now in the city, which can be admirably adapted to your wants.

We are informed that capitalists are prepared to enlarge and complete the building known as the "Opera House," upon any plan acceptable to the General Assembly, and have the same ready for the Winter session, and to lease the property to the city or State for a term of years, at a fair rate of rent, based upon the value of the property and the cost of the improvements.

IRWIN'S REVISED CODE.

Irwin's revised Code, having been adopted by the Convention, it will be necessary, by an addenda to the Code to explain the changes made in the laws by the new Constitution, and with such addenda, cause a copy of the Code to be placed in the hands of the several officers of the civil government.

COUNTY POOR.

Legislation is necessary to the end that the indigent poor may be charitably cared for in each county in the State, under some general plan, that will insure uniform treatment, and prevent the poor of one county being made burdens for another. The erection of comfortable buildings, with sufficient grounds adjoining for agricultural employment of the inmates, at a central point in each county, where all the helpless paupers could be cared for, is recommended.

WESTERN AND ATLANTIC RAILROAD.

Attention is respectfully invited to the concise and satisfactory report of the able and efficient officer who has been in charge of this valuable and productive property of the State since the close of the war, and more especially to his wise sug-

gestion as to the necessity for adequate legislation to protect the tax payers from loss, which will ensue from the prosecution of claims against the Road for unavoidable losses of property and damage done to persons during the war ; and it is respectfully added that the laws of the State are of such a character as to inflict serious and unjust burdens upon commerce, and to deter capital from embarking in the carrying trade.

The decisions of our Courts, regulated by the Code, have been in conflict with the decisions of the Supreme Court of the United States and of many of the States more extensively interested in the laws controlling carriers than our own, and it is earnestly recommended that our laws on this subject may be clear and definite, and so revised as to give equal and just protection to the carrier and to the patron, and thus leave the Courts untrammelled by special and hostile legislation on this subject ; one which is of such vital importance to the interests of the State in her own Road, and to her citizens who are interested in the operation and construction of other Roads.

Referring to the financial condition of the Road, as presented in the accompanying reports, we find that \$241,895 54 has been realized to the Treasury of the State during the nine months ending June 30th ultimo. From an examination of the reports for 1866 and 1867, it is found that the amount credited as an asset, in this report of \$7,431 86 due from other Agents, has been carried forward, with but trifling variation, during the past three years. If this amount is not collectable, the Treasurer should be authorized to relieve his accounts of a valueless credit.

PROVISIONAL GOVERNOR RUGER.

The thanks of this State are due to the gallant officers who have so ably administered the Provisional Government in the Executive office, and in the offices of Comptroller General, Secretary of State and State Treasurer. The attention of the General Assembly is called to the following extracts from General Ruger's reports :

"MILLEDGEVILLE, GA., July 4th, 1868.

"*Governor R. B. Bullock :*

"DEAR SIR: I have the honor to furnish you with the following statement, in hopes that, although not in detail, it will be of assistance to you in ascertaining the condition of affairs relative to the Executive Department of the State of Georgia.

"Upon my entry upon duty as Provisional Governor, *vice* Governor Jenkins, removed from office, I found that the Seal of the Executive office was gone ; also the record of Warrants drawn upon the State Treasurer by my predecessor.

These, I am informed, were carried away by Governor Jenkins.

"It was found, when the present Secretary of State entered upon his office, that the Great Seal of the State was missing. The same was removed by the former Secretary, Mr. Barnett, or with his consent, as I have no doubt.

"No funds were turned over by the former Treasurer, Mr. Jones, to Captain Rockwell, nor any records from which could be ascertained the transactions of the Treasury during the time for which he was Treasurer.

"The Comptroller General, Mr. Burns, on being relieved, failed to turn over to his successor, Captain Wheaton, U. S. Army, the records of his office, (Ledger, Journal, Warrant Book, Warrant Blotter and Receipt Book) from which accurate knowledge of the transactions of the State Treasury and Comptroller General could be ascertained. Neither the Seals, money nor records have been returned or recovered.

"It will be impossible for the present Comptroller General, Treasurer and Secretary of State to make a complete report, including transactions of their departments since last published reports, for want of necessary data. They will furnish statements covering the time for which they have held their offices. These, together with the statements that I understand their predecessors will make to those elected to the offices by the present Legislature, will give yourself and the officers elected full knowledge of affairs connected with those departments.

TREASURY.

"On the entry upon office of the present Treasurer, Captain C. F. Rockwell, U. S. Army, no funds were turned over to him by his predecessor, nor the records from which could be ascertained the actual condition of the finances of the State.

"There is still in the hands of Mr. Jones, late State Treasurer, sufficient funds to pay, within a few thousand dollars, all dues for interest on the public debt up to the first day of January, 1869. At this date there is in the hands of the present State Treasurer, considering all warrants drawn as paid, about \$105,000.

"It can be considered, that at this date, there is \$100,000 in the Treasury for general purposes, regarding payments of interest on the public debt, as provided for, up to January, 1st, 1869.

"The ordinary sources of income will be: *First*, the Western and Atlantic Railroad, which can be relied upon, I think, for from twenty to twenty-five thousand dollars per month, including the present month, up to the first of January next. *Second*, receipts from past due taxes of the year 1867, on which account, probably, not more than \$15,000 will accrue

during that time. *Third*, the receipts from general tax for 1868.

“As no steps have been taken towards the collection of this tax, other than the preparation of the blank digests, it cannot be expected that much will be received from that tax before November 1st, 1868.

“I should think, in view of the fact that nearly all the money in the hands of Mr. Jones, will be required to pay the interest on the public debt, coming due the present and next two months, for reliable calculation, it can be assumed that, with what is now in the hands of the present Treasurer and that to accrue from ordinary sources, the available means of the Treasury from such sources will be, for the four months, including the present, and ending November 1st, 1868, at which time, or soon thereafter, receipts can be depended on from the general tax for 1868, \$200,000. The usual expenditures probably necessary, until November 1st, for State Institutions, Printing, Contingent Expenses, etc., are given below approximately.

“It is assumed that the expenditures will be for special appropriations at the rate of appropriations made by the last Legislature. Such has been the basis of payments during the time I have been performing the duties of Governor. Where specific appropriations have been made, the amount is stated in left hand column and payments on right hand column. As the financial years of all the public institutions end either on the first or last of October, it can be considered that all appropriations unpaid will be required by November 1st. In this statement, no account whatever is taken of expenses of the Legislature, or of appropriations by it for the present fiscal year, which, of course, cannot be now known.

	Appropriations of last Legislature continued.	Amount paid by Executive warrants for fiscal year, up to date, including that paid by late Treas'r, Mr. Jones.
Lunatic Asylum.....	\$62,000 00	\$42,800 00
Penitentiary.....	30,000 00	17,914 00
Deaf and Dumb Asylum.....	8,000 00	6,000 00
Academy for the Blind.....	11,000 00	4,500 00
	<hr/>	<hr/>
	\$111,000 00	\$71,214 00
	71,214 00	
	<hr/>	
	\$39,786 00	

The needs of the State Institutions, as appears above, require about \$40,000. The civil list, at the rate of \$20,000 per quarter, \$30,000 to \$35,000. Of outstanding claims due there is, on account of furnishing artificial arms and legs, (and which will be about all that will be required for that purpose, as very few orders have been received of late,) 4,000.

Printing Fund (estimated) \$2,200. Contingent Fund (estimated) 4,000. For payment on account of education of maimed soldiers, on which account all payments have been made up to May 1st, 1868, if payments on the same account should be made on the system of quarterly payments, the year beginning January 1st, about \$25,000. There is still unpaid on repairs to State Capitol, at Milledgeville, about \$1,000, of which, however, about \$700 is due the Penitentiary. Without, therefore, taking into account any payments on account of the Legislature, or of appropriations other than the usual ones herein above considered, and excluding interest on Public Debt, it may be stated that the expenditures up to November 1st, 1868, will require about from \$110,000 to 120,000.

It is apparent that as there is at this date only about \$100,000 in the Treasury, and the money in the hands of Mr. Jones, will be mostly required for the payment of interest on the Public Debt within this and the coming month, that, unless the Legislature should continue in session but a short time, there will be a necessity for making a temporary loan until the taxes for 1868 can be collected. The gross receipts for the year 1867, fell far short of the estimates of the former Treasurer. The Convention tax will eventually pay the Scrip—a little over \$100,000 was issued, and about \$67,000 has been paid.

COMPTROLLER GENERAL'S OFFICE.

The Digest Blanks are ready to be sent to the Tax Receivers. The blanks were not sent out to the old Tax Receivers, for reason in part, because it was supposed that the new State Government, under the Reconstruction Acts, would have been in operation before now, and any changes necessary in rules or otherwise, consequent upon its legislation could be made; and, in part, that the Tax Receivers elected under the new Constitution might perform the duties. When it became apparent that it would not be expedient to delay the preparation of the Blank Digests, they were completed and are now ready. I would suggest the propriety of having the newly elected Tax Receivers commissioned and qualified as soon as possible, and that the Digests be sent them.

An Act of the Legislature should, perhaps, be passed requiring, as the usual time has passed by law stated therefor, that all persons give in the value of taxable property by a certain time. There is really no necessity for the three visits now required to be made at appointed places by the Tax Receivers. I think that every thing can be complete and taxes required to be paid by November 10th or 15th. The time should be fixed, at which payment is required, as early as practicable, as the January interest on the Public Debt is about \$155,000.

SECRETARY OF STATE.

Nothing occurs to me, relative to this office, requiring remark, except the absence from the office, of the Great Seal of the State, which Mr. Barnett, the former Secretary, failed to turn over to his successor.

PENITENTIARY.

The report of the Principal Keeper, covering time from last report, up to May first, has been received. Said report does not take account of \$4,500, paid on account of Penitentiary since May 1st; said amount is, however, included in statement hereinbefore given under head of "Treasury." The Penitentiary, after estimating all property on hand, and credits at a fair value, is about \$10,000 in debt. The services of two hundred convicts have been leased to private parties. The contract in case of one hundred, first entered into, is on file, and provides substantially, that the State shall be at no expense on account of such convicts, and shall receive \$2,500 for services of convicts for one year, payable quarterly. The contract bears date 11th day of May, 1868.

The contract in relation to the one hundred recently turned over to the contractors, has not been yet signed by the Executive. It was made by the Principal Keeper, under my orders, in my absence, recently in Atlanta. The terms were to be the same as in first contract, with like security. The contract was taken to Atlanta the day I left for this place. It will require your signature.

MISCELLANEOUS.

Some time since, I called for reports from the clerks of the Superior Courts, of all cases of "Homicide" in their respective counties, since January 1st, 1866, with the intention of having such reports consolidated and classified in such manner as to present as nearly as possible, a view of the state of the public morals, and the practical operation of the laws in that regard. Reports from eighty counties have been received.

I would invite your attention to the fact, that by the law relative to burglary, as at present existing, the breaking into a store-house, out-house, etc., (Sec. 4320, Irwin's Code) in the night time, is a capital offense, and there are now two convicts in the Penitentiary sentenced to imprisonment for life. One for breaking into and stealing from a mill some corn meal; and another, for breaking into an out-house and stealing some molasses or syrup.

The report of the Grantees of the Lottery, authorized by the Legislature in 1866, for the purpose of establishing a "Masonic Orphans' Home," has been made, to which and a letter of complaint made by a citizen of the State, and filed therewith, I invite your attention.

MEMORANDUM.

Following is a statement of the interest on the Public Debt, by month, for the year 1868, also a general statement, which, without knowing it to be accurate, I think is so, of the amount in the hands of Mr. Jones on first day of January last, and his collections up to the time he was relieved, and statement of disbursements.

INTEREST ON PUBLIC DEBT.

January.....	\$155,155 00
February.....	22,035 00
March.....	1,800 00
May.....	8,427 50
June.....	11,045 00
July.....	144,110 00
August.....	22,035 00
September.....	1,800 00
November.....	8,427 50

Total.....	\$374,835 00
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MR. JONES' ACCOUNT.

Cash balance in Treasury, January 1, 1868.....	\$371,261 61
Receipts from January 1st to 13th.....	57,244 51
	<hr/>
	\$428,506 12

DISBURSEMENTS.

Payments, Executive Warrants, since January..	\$ 22,635 29
Coupons State Bonds taken up.....	160,429 50
Advances to officers, contractors, etc.....	25,956 45
Advances to Lunatic Asylum.....	10,000 00
Advances to Penitentiary.....	8,685 57

Total.....	\$227,706 81
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"Leaving in the hands of Mr. Jones at date of last disbursement \$200,799 31. [Exact date of last disbursement not known to me.]

"It will be seen that after disbursements, other than on account of interest on the Public Debt, are taken from the gross amount of \$428,506 12, it does not leave sufficient to pay the interest on the Public Debt up to January 1, 1869, by \$13,606 19.

"Funds in the hands of Mr. Jones, late Treasurer, have been used to pay the interest on the Public Debt. With respect to Bonds authorized by law to be issued to replace State Bonds due in 1868 and 1869, I can give no definite information. The matter will require your early attention.

"THOS. H. RUGER,

"Brevet Brigadier General U. S. A."

It would seem proper and right that the compensation attaching to the civil service, performed by those officers, should be tendered to them, with a resolution expressing your appreciation of the valuable benefits which have accrued to the people of the State through their wise and economical administration.

ASYLUMS.

Reports from the Lunatic, Blind, and the Deaf and Dumb Asylums have not been received.

RESTORATION OF FEDERAL RELATIONS.

The amendment to the Constitution of the United States, known as the "Fourteenth Article," is an amendment applicable to all the States; therefore, no one State can reasonably object to it on the ground of inequality. As citizenship is conferred by Congress, and conditions have been heretofore prescribed, what reasonable ground is there to object to the General Government prescribing conditions in the future or the present? We are a nation and not a confederation of independent sovereignties, and it is certainly right and proper that the power of declaring who shall be citizens, should belong to the National Legislature, and as the Constitution prescribes that the citizens of one State shall be citizens of every other, there is a power more than implied, that the National Legislature may make citizenship uniform.

But the chief objection urged to the amendment is, that it makes citizens of all persons of color born in the United States. It is hardly necessary to argue this objection.

It has been practically ignored from the commencement of the government, and if it had not been, it is too late now to argue, that a native American has no rights, because his complexion is not that of the majority.

Will those who contend that men of African descent, cannot rightfully be made citizens, pretend to say, that a free colored man, born in the United States, traveling in foreign countries, could not always have rightfully claimed the protection of the Flag, and if injured in his person or property, would not have been entitled to redress and have obtained it? If the objectors answer no, we reply, that such was not the doctrine or practice of the fathers of the Republic. All civilized men are citizens of some country; shall it be said, that the civilized men of dark complexion alone, are citizens of no country?

Another objection urged to the Amendment is that it changes the basis of representation in the popular branch of Congress, and in the Presidential Electoral College. The justice of this change is self-evident. Suppose a case: A State prescribes that none but men worth ten thousand dollars shall vote or be elected, (and we have had similar pro-

scriptions in almost every State.) Can that be called a Republican Government which says that none, other than men so qualified, shall be represented or represent the great mass of their fellow-citizens in the National Legislature? Is that a republic where ten or a thousand men are allowed to represent not only themselves, but, it may be, the millions of those who have, and had, no voice in their election, and whose opinions and interests may be diametrically opposed to the ruling minority? The Constitutional Amendment merely says if these men cannot vote, they should not be counted in the basis of representation. It is for the good of the nation that all men, all classes, all interests, shall be represented, but if you yield to States' Right doctrine and confine the right to vote to a particular class, then Congress claims the right to say that that class shall only be entitled to representation in proportion to their numbers.

In the National Legislature it would be preposterous to maintain that States equal in total population were equally represented, when in one, only one-half the people were entitled to vote and choose representation; and, in another, the whole participated in the choice. If the States are to be equally represented in Congress, the basis of representation must be equal and uniform, and the measure which makes it so, or attempts to make it so, as does this amendment, commends itself to all true Republicans, all true Democrats—indeed to all who are willing to concede to others the equal and just right they themselves claim.

In our State many persons who have heretofore been honored and trusted by their fellow-citizens in official positions, and who afterwards engaged in, or gave aid and comfort to the enemies of their State and of the Union, are, by the conditions of the Amendment, and by the law under which we are permitted to re-unite with the General Government, deprived of the privilege of again holding office until relieved of that disability by Congress, although they still participate in the selection of officials at the ballot box.

While this prohibition may be considered harsh, the propriety cannot be doubted of placing the reconstructed government in the hands of persons who have not misapprehended nor wilfully violated their official duty and allegiance; or who, having thus forfeited confidence, *now* evince by their words and deeds a spirit of submission to the laws of the land. It is confidently believed that even this restriction will be removed as rapidly as our relations with the General Government will justify.

INTERNAL RESOURCES.

The foundation of all prosperity is in the successful development of our internal resources. Let us sell more than we buy; produce more than we consume, and the balance will be with and among ourselves, for our improvement and refinement as a people.

With natural advantages unsurpassed, we have but to practice the economy, the energy and the arts of our neighbors in other States less favored by nature, to insure for ourselves ease, contentment and material advancement.

Relieved from the old system of labor, which was a continual oppression to the owner as well as the owned, we now have at command the most efficient and reliable class of agricultural laborers to be found in any country, and with the introduction of appliances so aptly fitted to our wants in reducing hand work, our crops will be made more valuable to the producer.

A wise use of the State credit, under careful restrictions, to open avenues through that section of our State, so rich in the precious metals, will draw to us an increased population, and with it a ready demand for our lands and our products.

Then, indeed, if we follow the suggestions of the distinguished citizen who last addressed the General Assembly from the Gubernatorial chair, and "cultivate among ourselves unity of feeling, of opinion, and of action; unity among the people, unity among the Departments of Government—eschewing political excitement, * * * * and employing our active energies in rebuilding our own waste places, and developing our neglected resources; whilst others rage and wrangle over ephemeral issues, let us be busy with the real, abiding concerns of life, * * shall we emerge from this period of ostracism, wiser, more thriving, and more respected than ever."

With thankful hearts to the Giver of all Good for that with which we are now blessed, let us by charity, forbearance and fortitude, merit an increase of His bounty.

RUFUS B. BULLOCK.

ATLANTA, GA., July 24, 1868.

REPORT OF THE SUPERINTENDENT OF THE
WESTERN & ATLANTIC RAILROAD.OFFICE WESTERN & ATLANTIC RAILROAD, }
ATLANTA, GA., July 15, 1868, }*To His Excellency, Rufus B. Bullock, Governor, Atlanta, Ga:*

I have the honor to hand you a statement of the earnings, expenses and financial condition of this Road for the nine months ending 30th ultimo.

I also submit, for your inspection and satisfaction several tables made up from the books of the road by Mr. Owen Lynch, General Book-keeper, from which I deduce the following results, and place them in a form that will be more readily comprehended by persons indisposed to examine very critically into such matters.

The gross earnings for the nine months were :

From Freights	\$518,734.85
From Passengers.....	185,339.35
From Mails.....	13,750.00
From other sources.....	1,004.49
	<hr/>
	\$718,828.69
Expenses as per tables	476,933.15

Net earnings.....	\$241,895.54
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In the above expenses there is charged from thirty to thirty-five thousand dollars that properly belongs to construction, and is usually charged as extraordinary expenses, but as the effect and result are the same to the State we have not cared to separate the items.

On examination of my report for the year ending 30th September, 1867, you will see that, after providing for all our indebtedness, we had left the sum of \$ 31,288 13
 Received for gross earnings for nine months..... 718,828 69
 We owe bal's to connecting roads to June 30, '68. 19,716 57
 We owe bal's to our own Agents to June 30, '68 26 02

\$769,859 41

To balance the above income we have paid :

Current expenses.....	\$476,933 15
On account of old debts.. ..	7,892 59
Extraordinary Expenses	20,179 23
Materials on Hand paid for.....	8,237 23
Due us from Connecting Roads.....	33,735 81
Due from former Agents.....	7,431 86
Due from present Agents.....	4,479 48
Due from U. S. Government.....	4,735 32
Due from Post Office Department.....	4,312 50
Due from the State of Georgia.....	111,935 82
Cash in hands of Treasurer.....	10,986 42
	<hr/>
	\$769,859 41

This makes the exact financial condition of the Road on 30th of June, 1868, as follows:

We have Material on hand, ready for use and paid for.....	\$ 87,237 22
We have due us from Connecting Roads, (mostly since paid).....	36,735 81
We have due from former Agents.....	7,431 86
We have due from present Agents	4,479 48
We have due from U. S. Government.....	4,735 32
We have due from Post Office Department.....	4,312 50
We have due from State of Georgia.....	111,935 82
Cash in hands of Treasurer.....	10,986 42
	<hr/>
	\$264,854 44

We owe to Connecting Roads to June 30, 1868.....	\$19,716 57
We owe to our own Agents.....	26 02
	<hr/>
	\$19,742 59
	<hr/>
	\$245,111 85

The account current herewith rendered by the General Book Keeper shows that we have paid into the Treasury, and on account of the State of Georgia, out of the earnings and effects of the Road during the last nine months, the sum of \$373,189 42, and that whereas, at the commencement of the nine months, the Road was indebted to the State the sum of \$261,253 60, now the State is due the Road the sum of \$111,935 82.

There is a large amount of litigation now embarrassing the Road, growing out of matters occurring previous to my administration, and mostly during the war. These cases have had my most vigilant care and attention, and unless watched with equal or more vigilance, will result unjustly and very injuriously to the interests of the tax payers of the State.

I have thus far been unable to understand why the State Convention of 1865 should be required to repudiate, and did repudiate bonds and other debts created in the service of the late war, and yet by the Courts be held liable for damages accruing to individuals, soldiers and other parties mostly residing out of the State who were engaged in the same struggle. The crippled, the maimed, the widow and the orphan, now struggling for existence, should not be taxed to pay damages to others not a whit more unfortunate than themselves, nor can I comprehend why the soldier, or the speculator sympathizing with the rebellion, and damaged while in pursuit of his object, should be entitled to compensation any more than the widow and the orphan of him who died facing the enemy, or by disease contracted in the service of his country. We were all, by common consent, aboard of the same

ship, and if you compensate the one, you necessarily do so at the expense of the other.

With regard to the Road, embracing all its departments in its varied interests, and its necessary complications with connecting roads and competing lines, and the way and manner in which the officers and employes have discharged their complicated and arduous duties, I have not one word to say. Our works are before the owners of the Road and the public, and whatever judgment may be meted out to us, we shall therewith be content.

Any other information you may need, or other details that may be satisfactory to you in assuming the responsibilities of your office with regard to the Road, will be cheerfully furnished, so far as in my power, at any time you may indicate.

Truly and respectfully,

CAMPBELL WALLACE, *Superintendent.*

GROSS EARNINGS

Of the Western & Atlantic Railroad, from September 30th, 1867, to June 30th, 1868.

MONTHS.	FROM FREIGHT.	FROM PASSENGERS.	FROM MAIL.	MISCELLANEOUS INCOME.	TOTAL.
October, 1867.....	\$42,271 66	\$21,351 54	\$1,166 67		\$ 64,789 87
November, 1867.....	39,344 50	22,377 89	1,116 67		62,839 06
December, 1867....	44,627 64	24,624 85	2,841 66	\$ 34 17	72,128 32
January, 1868.....	47,926 30	22,214 91	1,437 50		71,578 71
February, 1868.....	88,922 69	18,371 78	1,437 50		108,731 97
March, 1868.....	87,219 47	17,968 25	1,437 50		106,625 22
April, 1868.....	63,248 33	14,904 69	1,437 50		79,590 52
May, 1868.....	50,683 89	14,596 77	1,437 50		66,718 16
June, 1868.....	54,490 37	28,928 67	1,437 50	970 32	85,826 86
Total.....	\$518,734 85	\$185,339 35	\$13,750 00	\$1,004 49	\$718,828 69

OWEN LYNCH, General Book Keeper.

EXPENSES

*Of the Western & Atlantic Railroad, from September 30, 1867,
to June 30, 1868.*

ON ACCOUNT OF	Prior Adminis- tration.	Present Administration.	TOTAL.
TRANSPORTATION.			
For Stationery and Printing.....		\$7,992 06	
“ Loss and Damage.....	\$577 59	1,775 77	
“ Stock Killed.....	36 35	2,619 15	
“ Wages of Watchmen, Labor- ers and Train Hands.....	296 68	51,386 57	
“ Wages of Agents, Clerks, and Conductors.....		73,171 86	
“ Mail.....		467 25	
“ Incidentals.....		3,691 82	
	\$910 00	\$141,104 48	\$142,015 00
MOTIVE POWER.			
For Water.....		\$6,990 00	
“ Wood.....		51,257 75	
“ Oil and Tallow for Engines....		4,252 83	
“ Materials for Engines.....	\$44 95	20,883 51	
“ Wages of Machinists, Engi- neers and Firemen.....		94,582 44	
	\$44 95	\$177,966 53	\$178,011 48
MAINTENANCE OF WAY.			
For Wages of Supervisors and La- borers.....	\$229 25	\$57,984 95	
“ Tools.....		362 32	
“ Timber and Cross Ties.....	18 00	10,007 44	
“ Repairs of Bridges and Tres- tles.....		707 60	
“ Iron, Spikes and Chairs.....		722 35	
“ Incidentals.....		623 54	
	\$247 25	\$70,413 20	\$70,660 45
MAINTENANCE OF CARS.			
For Labor.....		\$39,765 39	
“ Materials for Cars.....	\$102 74	28,341 24	
“ Oil and Tallow.....		3,178 03	
	\$102 74	\$71,284 66	\$71,387 40
GENERAL EXPENSES.			
For Salaries of Superintendent, Treasurer, Auditor and Law Expenses.....	\$6,514 55	\$12,597 49	
“ Office Expenses.....		3,566 79	
	\$6,514 55	\$16,164 28	\$22,678 83
Total.....	\$7,820 09	\$476,933 15	\$484,753 24

OWEN LYNCH, *General Book-Keeper.*

EXPENDITURES
For Equipment, Buildings and Construction, from September 30, 1867, to June 30, 1868.

ON ACCOUNT OF	Prior Administration.	Present Administration.	TOTAL.
EQUIPMENT.			
For Machinery for Engines..		\$1,161 50	
For Machinery for Cars. ..		866 46	
			<u>\$2,027 96</u>
DEPOT BUILDINGS.			
For Agents, Freight, and Division Houses.		\$527 93	
For Tanks, Wells and Wood Sheds.		1,113 01	
			<u>\$1,640 94</u>
CONSTRUCTION.			
For Real Estate for Division Houses.	\$37 50	\$11 00	
For New Buildings....		3,155 99	
For Masonry and Bridging	35 00	11,261 14	
For Re-laying Track.		2,082 00	
	\$72 50	\$16,510 33	\$16,582 83
Total.	<u>\$72 50</u>	<u>\$20,179 23</u>	<u>\$20,251 73</u>

OWEN LYNCH, General Book-Keeper.

FINANCIAL STATEMENT

*Of the Western & Atlantic Railroad, from September 30, 1867, to
June 30, 1868.*

Cash in Treasurer's hands, September 30, 1867..\$	3,067 61
Material on hand, September 30, 1867.....	108,539 33
Amount due by Post Office Department, September 30, 1867.....	3,500 00
Amount due by former Agents, September 30, 1867.....	7,626 11
Amount due by present Agents, September 30, 1867.....	2,310 07
Amount due by connecting Roads and others, September 30, 1867.....	190,008 24
Amount due to Connecting Roads, June 30, 1868,	19,716 57
Amount due to Agents, June 30, 1868.....	26 02
Gross earnings from September 30, 1867, to June 30, 1868.....	718,828 69
	<hr/>
	\$1,053,622 64
<hr/>	
Amount paid Current Expenses from September 30, 1867, to June 30, 1868.....\$	476,933 15
Amount paid Expenses on Prior Account, (see table,) June 30, 1868.....	7,820 09
Amount paid Extraordinary Expenses, (see table,) June 30, 1868.....	20,179 23
Amount paid Extraordinary Expenses on prior Account, June 30 1868.....	72 50
Amount due Connecting Roads and others, September 30, 1867	23,763 23
Amount paid for Materials on hand, June 30, 1868.....	87,237 23
Amount due by Connecting Roads, June 30, 1868.....	33,735 81
Amount due by former Agents, June 30, 1868....	7,431 86
Amount due by present Agents, June 30, 1868..	4,479 48
Amount due by United States Government, June 30, 1868.....	4,735 32
Amount due by Post Office Department, June 30, 1868.....	4,312 50
Amount due by State of Georgia, June 30 1868.....	111,935 82
Cash in Treasurer's hand, June 30, 1868.....	10,986 42
	<hr/>
	\$1,053,622 64

OWEN LYNCH, *General Book-Keeper.*

*State of Georgia in Account with the Western & Atlantic Railroad.**DR.*

		\$	75
1867.	To Amount paid Ga. R. R. for Freight on Sacks.....	10,000 00	
December 5...	To Amount paid State Treasurer	1,000 00	
December 31	To Amount paid D. Irwin, per order.....	24,187 59	
December 31	To Amount paid by Internal Revenue.....		
1868.			
January 20...	To Amount paid Capt. Rockwell, State Treasurer.....	10,000 00	
February 10.	To Amount paid do.,	10,000 00	
February 17.	To Amount paid do.,	5,000 00	
February 25..	To Amount paid do.,	15,000 00	
March 4.....	To Amount paid do.,	15,000 00	
March 31.....	To Amount paid do.,	15,000 00	
April 10.....	To Amount paid do.,	10,000 00	
April 28.....	To Amount paid do.,	15,000 00	
April 30.....	To Amount paid do.,	15,000 00	
May 18.....	To Amount paid for Freight on Sacks.....	3 80	
May 18.....	To Amount paid State Treasurer.....	20,000 00	
June 26.....	To Amount paid do.....	25,000 00	
June 30.....	To Conductors' expense to and from Milledgeville after Convicts.....	58 15	
June 30.....	To Amount paid U. S. Government.....	182,939 13	
1867.	By Balance per account rendered.....	\$373,189 42	
1868.		\$261,253 06	
July 1.....	To balance due the Western & Atlantic Railroad.....	\$111,935 82	

OWEN LYNCH, General Book-Keeper.

REPORT ON EDUCATION

BUREAU REFUGEES, FREEDMEN AND ABANDONED LANDS, }
 OFFICE SUPERINTENDENT OF EDUCATION, }
 STATE OF GEORGIA, }

ATLANTA, GA., July 21, 1868.

Hon. R. B. Bullock, Provisional Governor of Georgia :

GOVERNOR: In response to your request for information concerning the educational work of the Northern Aid Societies, I have the pleasure to make the following brief statement. The Freedmen's Bureau and the Aid Societies have co-operated in the work, the societies furnishing teachers, and to some extent buildings; and the Bureau furnishing school-houses, either by building or renting them, and otherwise aiding in every way in its power.

Schools were opened in the principal cities in the State in the Fall of 1865, and were continued until the end of that school year, July 1st, 1866, at an expense of twenty thousand dollars to the societies. During the next school year, from October 1st, 1866, to July 1st, 1867, the societies supported eighty teachers, at an expense of forty-two thousand dollars. Of these eighty teachers, sixty-five were supported by the American Missionary Association; eight by the New England Branch of Freedmen's Union Commission, and seven by the Freedmen's Aid Society of the Methodist Episcopal Church. This last school year they have supported one hundred and twenty-three teachers, at an expense of fifty thousand dollars. Of these one hundred and four were supported by the American Missionary Association, seven by the New England Branch of the Freedmen's Union Commission, and twelve by the Freedmen's Aid Society of the M. E. Church. In addition to the above; the American Missionary Association has expended, during these three years, about thirty thousand dollars in land and buildings for school purposes, and has distributed more than fifty thousand dollars worth of clothing and provisions to the poor of all classes. They also, with the aid of the Bureau, support a large Orphan Asylum, at Atlanta.

The New Jersey and Pennsylvania Union Commission erected two houses in Atlanta, and for two years supported four teachers exclusively for white children. In Macon, they supported one teacher for the same class for one year. They also furnished their pupils with a large part of their clothing and books.

The Bureau has expended for school purposes in this State during this time, about one hundred thousand dollars.

The largest number in these schools during any one month, was thirteen thousand. It is probable that thirty thousand have learned to read; many have received a fair knowledge of Arithmetic and Geography; quite a number

have studied Grammar and United States History, and a few have begun Latin and Algebra.

These societies, together with the Bureau, have labored not simply for the immediate education of a few, but also to establish a permanent Public School System. The teachers who have been employed, have been, for the most part, the best the country afforded, many of them being graduates of Colleges and State Normal Schools. The schools are as good as any to be found in the country.

The officers of these different societies inform me that they hope to be able to continue their work during the next year.

I have the honor to be, very respectfully yours,

E. A. WARE,

Sup't. Ed. for Ga., Bureau R. F. & A. L.

Mr. McCullough, of Jones, offered a resolution referring the Governor's Message to appropriate committees, and ordering 200 copies printed for the use of the House.

On motion, the rule was suspended, and the resolution taken up.

Mr. Rice, of Columbia, moved to amend by striking out "200," and inserting "500," which motion was lost.

Mr. Price, of Lumpkin, moved to amend by adding after the word "Message," the words "and accompanying documents," which was agreed to, and the resolution, as amended, adopted.

The House took up the resolution requesting Congress to remove all disabilities from all citizens of this State, imposed by the 14th article of the Constitution of the United States.

Mr. Holden, of Taliaferro, offered the following as a substitute for said resolution :

Resolved, That this House do hereby petition the Congress of the United States to relieve each and every citizen of the Southern States, of all political disabilities, who are willing to abide by the reconstruction of said States, until the same shall have been changed in a legal and constitutional manner, and who are unwilling to produce such change by a second revolution. The previous question was called and sustained, which cut off said substitute.

The question then recurred upon the adoption of the original resolution, and the yeas and nays were required to be recorded thereon, which resulted in yeas 117, and nays 22.

Those voting in the affirmative, are Messrs:

Anderson,	Ballanger,	Bennett,
Allen, of Jasper,	Barnum,	Bethune,
Atkins,	Bell,	Brassell,

Brinson,	Holden,	Phillips,
Brown,	Hook,	Price,
Burtz,	Hooks,	Prudden,
Butt,	Hopkins,	Rainey,
Caldwell,	Houston,	Rawls,
Carpenter,	Hudson,	Reddish,
Carson,	Hughes,	Rosser,
Chambers,	Humber,	Rouse,
Claiborne,	Joiner,	Rumph,
Clarke,	Johnson, of Wilcox,	Scroggins,
Cloud,	Kellogg,	Scott,
Clower,	Kytle,	Seales,
Cobb,	Lane,	Sewell,
Crawford,	Lastinger,	Shackleford,
Donaldson,	Linder,	Shumate,
Ellis, of Spaulding,	Long,	Sims,
Erwin,	Lumpkin,	Sisson,
Felder,	McArthur,	Smith, of Charlton,
Fincanon,	McCormick,	Smith, of Coffee,
Flournoy,	McCullough,	Smith, of Ware,
Ford,	McDougald,	Sorrels,
Fowler,	Matthews,	Strickland,
Fryer,	Maull,	Surrency,
George,	Meadows,	Taliaferro,
Gober,	Moore,	Turnipseed,
Goff,	Nash,	Turner,
Gray,	Nisbet,	Vinson,
Gullatt,	Nunn,	Walthal,
Hall, of Bulloch,	O'Neal, of	Warren, of Quitman,
Hall, of Glynn,	Lowndes,	Watkins,
Hall, of Meriwether,	Page,	Welchel,
Harkness,	Park,	Wilcher,
Harrison, of	Paulk,	Williams, of Dooly,
Franklin,	Penland,	Williams, of Harris,
Harper, of Sumter,	Pepper,	Williams, of
Harper, of Terrell,	Perkins, of	Haralson,
Harden,	Cherokee,	Zellars.
Higdon,		

Those voting in the negative, are Messrs :

Ayer,	Franks,	O'Niel, of
Barnes,	Gardner,	Baldwin,
Bryant,	Haren,	Osgood,
Campbell,	Harrison, of	Porter,
Darnell,	Hancock,	Rice,
Ellis, of Gilmer,	Hillyer,	Salter,
Fitzpatrick,	Johnson, of Towns,	Twedy,
Floyd,	Madden,	Warren, of Burke.

Ayes, 117; Nays, 22. So the resolution was adopted.

The following message was received from the Senate, through Mr. Marshall, their Secretary.

Mr. Speaker : I am directed to inform the House of Representatives, that the Senate has elected Hon. C. B. Wooten, Senator from the Eleventh District, President, *pro tem.*, of the Senate.

On motion of Mr. Anderson, of Cobb, the House adjourned until 10 o'clock, to-morrow morning.

SATURDAY, July 25th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment and was opened by prayer from the Rev. Mr. Seale.

Mr. Powell, of Decatur, offered the following resolution, to-wit:

Resolved, That the use of this hall is hereby granted to Col. John Milledge to address the General Assembly and other citizens, Monday night next, on a subject of great interest to the whole people of Georgia.

On motion the rule was suspended, and said resolution taken up and adopted.

Mr. Holden, of Taliaferro, offered the following resolution, which was taken up, read and adopted:

Resolved, That L. Carrington, Esq., of the county of Baldwin, be elected by acclamation Clerk *pro tempore* of this House.

Mr. Rice, of Columbia, offered the following resolution, which was taken up, read and adopted:

Resolved, That the Clerk be instructed to furnish members of the House with such stationery as may be required for use upon this floor.

The following bills were read the second time and referred to the Judiciary Committee, to-wit:

A bill for the relief of the people of Georgia.

Also, a bill to prohibit the sale of spirituous liquors on days of election.

Also, a bill to consolidate the offices of Surveyor General and Secretary of State.

The House took up the resolution to furnish one copy of the new Constitution to each member of this House.

Mr. O'Neal, of Lowndes, offered the following amendment: "And that the Clerk obtain them as soon as possible,

from the Secretary of the Convention, unless he can obtain them cheaper elsewhere ;" which was agreed to, and the resolution, as amended, was adopted.

The House took up the resolution suspending levies and sales under execution, which was read, adopted, and ordered to be sent forthwith to the Senate.

The House took up the Resolution bringing on the election of U. S. Senators, State House officers, and a Public Printer, on Tuesday next.

Mr. Bryant, of Richmond, offered the following amendment, strike out all after the word "and," and insert the following :

Resolved, by the Senate and House of Representatives of the State of Georgia in General Assembly met, That the two Houses will proceed on Monday, the 27th inst., at 12 o'clock, M., in joint assembly, in the hall of the House of Representatives, to the election of the following officers, to-wit: A Comptroller General, a Secretary of State, a State Treasurer, a Surveyor General, and a State Printer. All of the said elections to be conducted in conformity to the requirements of the Constitution and laws.

Mr. Tweedy, of Richmond, moved to amend by adding to the list of officers to be elected, the office of Surveyor General.

The vote being taken upon Bryant's amendment, the same was agreed to, and the resolution, as amended, was adopted, and ordered to be sent to the Senate.

The House took up the resolution, directing the Committee on the Judiciary to inquire into the expediency of reducing the bonds of the several county officers, which, on motion, was referred to the committee on the Judiciary.

The House took up the resolution authorizing the appointment of a committee to examine the books of the several officers of the W & A. R. R., which was read and adopted.

The committee appointed under said resolution are Messrs. Crawford, Hudson and Neal.

Mr. Rawls, of Effingham, offered the following resolution, to-wit :

Resolved, That his Excellency, the Governor, be instructed to give notice by proclamation to the civil officers and citizens of this State of the expiration of military government in this State; and that all orders, therefore, issued by the military for the guidance of the civil officers and citizens thereof, are no longer of force.

Mr. O'Neal, of Lowndes, offered the following resolution, which was taken up, read and adopted :

Resolved, That if the Senate concur in the resolution stay-

ing the levy of certain *ft. fas.*, that the Clerk of this House have 200 copies thereof printed as soon as possible and distribute them by mail, one to each Sheriff of the different counties of this State, which was taken up, read and adopted.

Mr. Rice, of Columbia, offered the following resolution.

Resolved, That whenever in granting leave of absence to members of the House no time is designated, it shall be understood that the time allowed will, in no instance, exceed three days.

Mr. Turnipseed, of Clay, offered the following resolution, which was taken up, read and adopted.

Resolved, That, Whereas, some doubts exist in the minds of members of this House, as to the time of the legal organization of the same, be it therefore

Resolved, That the action of this House, from the 4th of July inst., to the date of its permanent organization on the 18th inst., inclusive, be legalized and binding, and that the members and officers of the same be entitled to their *per diem* and mileage from the date first aforesaid.

Mr. Watkins, of Colquitt, offered a resolution that when the House adjourns, for as long a time as one day, that no member shall draw pay for said day, Sundays excepted.

Mr. Maull, of Muscogee, offered the following resolution;

Resolved, That the State Treasurer advance to members and officers of this General Assembly, *per diem* pay not to exceed the amount allowed by the law of the session of 1866, from the 4th of July, 1868.

Mr. Williams, of Morgan, moved as a substitute for said resolution, that the Treasurer be authorized to advance to each member and officer the sum of \$100, which amendment was lost.

Mr. Hudson of Harris, offered the following as a substitute.

Resolved, That the State Treasurer be authorized to advance to each officer and member of this General Assembly seventy-five *per centum* of the amount of *per diem* paid to the officers and members of the late Constitutional Convention, which was lost; the original resolution was then adopted.

Mr. Sisson, of Fulton, presented a memorial from Ransom Montgomery, which, on motion, was referred to a special committee, consisting of Messrs. Sisson, Felter, Strickland, Costin and Colby.

Mr. Turner, of Bibb, reported a bill to be entitled an act to incorporate the Georgia Mutual Life Insurance Company, and for other purposes.

The hour of adjournment having arrived, the House adjourned until Monday next.

MONDAY, July 27th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Mr. Harper, of Terrell, moved a reconsideration of so much of the Journal of Saturday, as relates to the adoption of a resolution suspending levies and sales under executions, which motion prevailed.

On motion, the rule was suspended, and said resolution was taken up, when Mr. Harper, of Terrell, offered the following amendment: "except debts contracted since June, 1865, taxes, officers' costs, and except in cases where the defendants reside without the limits of this State; where he is fraudulently conveying his property, for the purpose of avoiding the payment of his just debts; where he is seeking to remove his property beyond the limits of said State, and where he absconds: which amendment was agreed to, and the resolution, as amended, was adopted.

The Speaker announced the following Standing Committees, to-wit:

On the Lunatic Asylum—Messrs. Bell, of Banks, Chairman; Fowler, Maull, Smith, of Charlton, Drake, Ellis and Campbell, Ellis and Crawford, Brassell, Ballanger, Hopkins, Salter, Williams, of Haralson, Williams, of Morgan, Zellars, Cloud, Darnell, Welchel, Wilcher, Williams, of Harris, Ayer.

On Petitions—Harper, of Terrell, Tumlin, Pepper, Strickland, Read, Seals, Tate, Vinson, Humber, George.

On Enrollment—Holden, of Taliaferro, Chairman; Ballanger, Barnard, Burnett, Clarke, Flournoy, Ford, Fowler, Brassell, Hughes, Maxwell, Neal, Osgood.

On Finance—Messrs. Hall, of Meriwether, Chairman; Cleghorn, Donaldson, Gray, Harrison, of Franklin, Long, McArthur, Page, McCormick, Hopkins, Higdon, Cunningham, Ballard, Pepper, Kellogg, Williams, of Morgan, Harper, of Sumter, Bell, Sims, Porter.

On New Counties and County Lines—McCullough, Chairman; Tumlin, Pepper, Hamilton, Harper, of Sumter, Hook, McArthur, Matthews, Nash, Page, Penland, Perkins, Rawles, Raddish, Allen, of Hart, Allen, of Jasper, Ballard, Buchan, Burtz, O'Niel, of Baldwin.

On Privileges and Elections—Messrs. Bethune, Chairman; Price, Scott, Anderson, Bryant, O'Neal, of Lowndes, Lane, Long, Harkness, Penland, Darnell, Brassell, Tweedy, Neal, Campbell, of McIntosh, Claiborne, Clower, Rice, Golden.

On Agriculture and Internal Improvements—Messrs. Phillips, Chairman; Harkness, Brinson, Cloud, Fincannon, Hall, of Glynn, Harper, of Sumter, Hudson, McCullough, Matthews, Bell, Bradford, Chambers, Madison, Warren, of Quitman, Strickland, Butt, Colby, Lumpkin, O'Niel, of Baldwin, McArthur.

On Deaf and Dumb Asylum—Lane, Paulk, Smith, of Coffee, Scroggins, Williams, of Dooly, Harrison, of Franklin, Nunn, Welchel, Allen, of Hart, Shackelford, Burtz, Ballard, Hamilton, Davis, Floyd, Joiner, Gardner.

On Asylum for Blind—Messrs. Maull, Drake, Smith of Charlton, Harper, of Terrell, Osgood, Fitzpatrick, Prudden, Bennett, Rosser, Seales, Rumph, Rouse, Tate, Tumlin, Sorrells, Ballanger, Hopkins, Park, Franks, Turner.

Auditing Committee—Messrs. Tumlin, of Randolph, Chairman; Ford, McDougald, Wilcher, Gober, Rainey, Neal, Long, Johnson, of Towns, Rumph, Harrison, of Hancock.

On Journals—Harrison, of Franklin, Nunn, Park, Paulk, Perkins, Rainey, Holden, Sewell, Watkins, Maxwell, George.

On Manufactures—Lee, of Newton, Chairman; McDougald, Pepper, Phillips, Scott, Bryant, Carson, McCormick, Lastinger, Tweedy, Vinson, Turnipseed, Warren, Harper, of Terrell, Powell, Osgood, Anderson, Smith, of Muscogee, Barnes, of Hancock, Allen, of Jasper, Belcher, of Wilkes.

On Consolidation of Bills—Price, of Lumpkin, Chairman; Nisbet, Bethune, Lee, Scott, Warren, Williams, of Dooly, Rosser.

On Public Education—Bryant, Chairman; Lee, Anderson, Nesbit, Caldwell, Atkins, Brown, Drake, Duncan, George, Gullatt, Humber, Lastinger, Prudden, Hillyer, Rice, Fitzpatrick, Harrison, of Hancock, Hook, Belcher, Beard, Ayer.

On the State of the Republic—Shumate, of Whitfield, Chairman; Hall, of Meriwether, Pepper, Nisbet, Cobb, Powell, Scott, Bethune, Lane, Caldwell, Higby, Lee, Lindsey, Smith, Coffee, Rumph, Costin, Turner, Moore, of Columbia.

On Banks—McDougald, Crawford, Lane, Price, Turnipseed, Donaldson, Ellis, of Spaulding, Irwin, Fryer, Goff, Hall, of Bulloch, Allen, of Jasper, Allen, of Hart, Carpenter, Chambers, Darnell, Evans, Johnson.

On Penitentiary—Hudson, Harper, of Sumter, Lane, Hamilton, Harkness, Hall, of Glynn, Hook, Hooks, Kellogg, Flournoy, Buchan, Caldwell, Taliaferro, Sisson, Perkins, of Dawson, Prudden, Read, Powell, Smith, of Coffee, Davis, Humber, Sewell.

On Judiciary—O'Neal, of Lowndes, Chairman; Shumate, Bethune, Harper, of Terrell, Bryant, Hall, of Meriwether, Anderson, Lane, of Brooks, Lee, Hudson, of Harris, Price,

Scott, McDougald, Phillips, Felder, Turnipseed, McCormick, Maull, Bell, Maxwell, Flournoy, Brinson.

On Public Printing—Messrs. Sisson, Chairman; Price, Pepper, Lane, Crawford, Hall, of Glynn, Lee, Kytte, Nash, Buchan, Carson, Johnson, of Wilcox, Burtz, Haren, Nisbet, Stone, Richardson, Warren, of Burke, Linder.

On Public Buildings—Messrs. Tweedy, of Richmond, Chairman; Sisson, Pepper, Cobb, Donaldson, Holden, Maxwell, Brinson, Prudden, Ellis, of Gilmer, Anderson, of Cobb, Ballard, Ayer, Bethune, Drake, Cloud, Bennett.

On Military Affairs—Messrs. Caldwell, Chairman; Phillips, Scott, Shumate, O'Neal, of Lowndes, Lee, Lane, Johnson, of Towns, Sorrells, Stone, Price, Maull, Lindsay, Johnson, Chambers.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate has amended the resolution of the House to bring on the election of United States Senators, State House Officers and State Printer, by striking out the second resolution; also, all after 1873, of the first clause, and all after 1871, of the second clause of the first resolution, in which they ask the concurrence of the House.

On motion of Mr. Harper, of Terrell, the Senate amendment was taken up and concurred in.

The Clerk proceeded to call the roll of counties, when Mr. Bethune, of Talbot, reported a bill to be entitled an act to carry into effect the 2d clause, 13th section, and 5th article of the Constitution.

On motion, 200 copies of said bill were ordered to be printed for the use of the House.

Mr. Harper, of Terrell, reported a bill to be entitled an act to alter and amend section 410, of Irwin's Code of Georgia.

Mr. Beard, of Richmond, reported a bill to authorize volunteer companies.

Mr. Salter, of Pulaski, reported a bill for the relief of Sarah Budd.

Also, a bill to be entitled an act to alter and amend an act to incorporate the town of Hawkinsville.

Also, a bill to be entitled an act to organize and consolidate the militia districts of Pulaski county, Georgia.

Mr. Walthal, of Polk, offered a resolution dispensing with District Courts, and abolishing the offices of District Judge and Solicitor.

Mr. Hall, of Merriwether, reported a bill to be entitled an act to prohibit the sale of lottery tickets in this State.

Mr. Darnell, of Pickens, reported a resolution to furnish

all the judicial officers of this State with a copy each of Irwin's Revised Code.

Mr. Harden, of Newton, offered a resolution for the relief of James Goode, of the county of Newton.

Mr. Price, of Lumpkin, offered a resolution authorizing the employment of female clerks.

Mr. McCullough, of Jones, offered a resolution ordering 200 copies of the standing committees printed for the use of the House.

Mr. O'Neal, of Lowndes, reported a bill to be entitled an act to prohibit the sales of property in this State under, or by virtue of, any executions, orders, warrants or decrees issued, or to be issued, upon judgments founded upon contracts, torts or agreements made or implied prior to the 1st day of June, 1865, or upon such as are, or were, in renewal of such claims, except upon certain conditions, etc., and to regulate the payment of costs in such cases.

Mr. Hudson, of Harris, reported a bill to be entitled an act to create, in the several counties in this State, a board of commissioners of roads and revenue.

Mr. Rawls, of Effingham, reported a resolution to appoint a committee to visit Milledgeville to examine public property, etc.

Mr. Nesbit, of Dade, reported a bill to be entitled an act to release Wm. S. Moughon, of the county of Bibb, from double taxation on his Dougherty plantation for the year 1867.

Also, a bill to be entitled an act to fix and establish the salaries of Judges of the Supreme and Superior Courts, Secretary of State, Treasurer and Comptroller General.

Mr. Powell, of Decatur, reported a bill to be entitled an act to fix the pay of grand and petit jurors and bailiffs in the State of Georgia.

Also, a bill to be entitled an act to prohibit the sale of lottery tickets in the State of Georgia.

Mr. Smith, of Coffee, reported a bill to be entitled an act to change the line between the counties of Clinch and Coffee.

Mr. Turnipseed, of Clay, reported a bill to repeal so much of section — of the Code of Georgia, as requires clerks of the Superior and Inferior Courts of said State, when appointed administrators, to give bond as such.

Mr. Fowler, of Catoosa, reported a bill to be entitled an act for the relief of the people of Georgia, and prevent the levy and sale of property for a limited time.

Mr. Cloud, of Clayton, reported a bill to be entitled an act to change the line between the counties of Henry and Clayton.

Mr. Hillyer, of Camden, offered a resolution instructing the committee on Printing to advertise proposals for the State printing.

Also, a resolution to amend the 11th rule of the House.

Mr. Osgood, of Chatham, reported a bill to be entitled an act to grant certain rights and privileges to the Metropolitan Steam Fire Engine Company of the city of Savannah.

Mr. McDougald, of Chattahoochee, reported a bill to be entitled an act declaratory of the laws now of force in this State.

Also, a bill to be entitled an act to amend the charter of Young America Fire Company in the city of Columbus, and to extend to it certain privileges.

The House took up the bill to be entitled an act to incorporate the Georgia Mutual Life Insurance Company, and for other purposes, which was read the second time and referred to the committee on Agriculture and Internal Improvements.

Mr. O'Neal, of Lowndes, offered a resolution bringing on the election of Secretary of State, State Treasurer, Comptroller General, Surveyor General and State Printer, on Wednesday next at 11 o'clock, A. M., which, on motion, was read and adopted.

Mr. Shumate, of Whitfield, reported a bill to be entitled an act to authorize Thomas R. McDonald, the present clerk elect of the Superior Court of Whitfield county, to practice law in counties other than Whitfield county.

Mr. Allen, of Hart, reported a bill to be entitled an act to authorize Francis M. Pain, of Hart county, to practice medicine, to charge and collect for the same.

Leave of absence was granted to Messrs. Harper, of Terrell, Raincy, of Schley, Pryor, of Early, Parks of Gwinnett, after Thursday next; and to Messrs. Harkness, of Butts, Seals, of Pike, after Friday next; to Messrs. Hooks, of Wilkinson, Ellis, of Spaulding, Strickland, of Paulding, Brinson, of Emmanuel, for a few days.

Mr. O'Neal, of Lowndes, reported a bill to be entitled an act to deprive the Mayor and Marshal of the town of Valdosta, Lowndes county, of any and all fees, and to fix their salaries.

Mr. Turnipseed, of Clay, reported a bill to be entitled an act to reduce the Sheriff's bonds of the county of Clay.

The House took up the resolution ordering 200 copies of the standing committees printed for the use of the House, which was read and adopted.

On motion, the House adjourned until 10 o'clock to-morrow morning.

TUESDAY, July 28th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Mr. Lane, of Brooks, offered the following resolution :

Resolved, That the House of Representatives will entertain no proposition to create a new county, or change the county line of existing counties, unless the Representatives of all the counties, to be affected thereby, shall consent.

Resolved further, That this be one of the rules of this House : which was taken up, read and adopted.

Mr. Smith, of Coffee, reported a bill to be entitled an act to exempt men of this State who have but one arm or one leg, from paying poll tax.

Mr. Williams, of Morgan, offered a resolution for appointing a committee to wait upon his Excellency, the Governor, and invite him to make such explanation as he may think proper, as to his using the patronage of his office in a partisan attempt to elect certain persons to the United States Senate.

Mr. Williams, of Morgan, moved a suspension of the rule to take up said resolution, which motion was lost.

Mr. Holden, Chairman of the Committee on Enrollment, submitted the following report :

Mr. Speaker : The committee on enrollment reports as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following resolution, to-wit :

A resolution bringing on the election of United States Senators.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate has amended the resolution of the House, to authorize the Treasurer to make certain advances to the officers and members of this General Assembly, by a substitute in which they ask the concurrence of the House.

Mr. Matthews, of Houston, offered the following resolution :

WHEREAS, no elections have been held in the counties of Telfair and Irwin : and said counties not being represented in this body, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That his Excellency, the Governor, be, and is hereby, authorized and requested to order special elections in said counties at as early a day as practicable, (in conformity with law) for members of this House, and county officers.

Mr. Turnipseed, of Clay, offered the following as a substitute for said resolution.

WHEREAS, it appears that the counties of Telfair and Irwin have no representation in this body; and whereas, the fact further appears that the State of Georgia has been admitted into the Union, leaving out the two said counties of Irwin and Telfair. Be it, therefore,

Resolved, That some certain and speedy measures be immediately taken to have civil government established in said counties, and that the same be admitted into the union of the counties of this State, upon the condition precedent, that they send up representatives to this body of known Republican proclivities.

Mr. Sisson, of Fulton, offered a resolution requesting the Governor to furnish members of the Legislature, and all civil officers with a copy of the Constitution, Ordinances and Resolutions of the late Constitutional Convention.

On motion the rule was suspended, and said resolution taken up and adopted.

Mr. Phillips, of Echols, offered a resolution expressive of the gratitude of the people of Georgia to President Johnson, for his late Amnesty Proclamation.

Mr. Bryant, of Richmond, moved that said resolution be referred to the committee on the Lunatic Asylum.

Mr. Tumlin, of Randolph, offered the following:

Resolved, That should the grateful thanks of this body at any time, be tendered to Andrew Johnson, President of the United States, and said resolution be referred to the committee on the Lunatic Asylum, as proposed by the gentleman from Richmond, that no carpet-bagger be placed on said committee.

The following bills were read the second time and referred to the Committee on the Judiciary, to-wit:

A bill to fix and establish the salaries of Judges of the Supreme and Superior Courts, Secretary of State and Treasurer and Comptroller General.

Also, a bill for the relief of Sarah W. Budd.

Also, a bill to amend an act entitled "An act to alter and amend an act incorporating the town of Hawkinsville."

Also, a bill to be entitled "An act to amend section 410 of Irwin's Code."

Also, a bill to reorganize and consolidate the militia districts of Pulaski county.

Also, a bill to carry into effect the 2d clause, 13th section and 5th article of the Constitution.

Also, a bill to abolish District Courts and the offices of Judge and Solicitor.

Also, a bill to create in the several counties in this State a Board of Commissioners of Roads and Revenue.

Also, a bill to amend the charter of Young America Fire Company, in the city of Columbus, and to extend to it certain privileges.

Also, a bill to grant rights and privileges to the Metropolitan Fire Engine Company.

Also, a resolution reducing the bonds of county officers, etc.

Also, a bill to prohibit the sale of property in this State, under, or by virtue of, any execution, orders, warrants or decrees issued, or to be issued, upon judgments founded upon contracts, torts, or agreements made or implied prior to the 1st day of June, 1865, or upon such as are or were in renewal of such claims, except upon certain conditions, and to regulate payment of costs in such cases.

The following bills were read the second time, and committed for a third reading, to-wit :

A bill to be entitled "An act for the relief of the people of Georgia, and to prevent the levy and sale of property for a limited time."

Also, a bill to be entitled "An act to fix the pay of grand and petit jurors, and bailiffs in the State of Georgia."

Also, a bill to be entitled "An act to authorize Francis M. Pain, of Hart county, to practice medicine and charge and collect for the same."

The bill to prohibit the sale of lottery tickets, in this State, was read the second time, and referred to a special committee, consisting of Messrs. McCullough, Shumate, Salter, Lindsay and Powell.

The following bills were read the second time, and committed for a third reading, to-wit :

A bill to authorize Thomas R. McDonald, the present Clerk elect, of Whitfield Superior Court, to practice law in any county, other than Whitfield county.

Also, a bill to reduce the Sheriffs' bonds of the county of Clay.

Also, a bill to deprive the Mayor and Marshal of the town of Valdosta, Lowndes county, of any fees, and to fix their salaries.

The following bills were read the second time, and referred to the Committee on Finance, to-wit :

A bill to exempt men of this State, having but one arm or one leg from paying poll-tax.

Also, a resolution for the relief of James Goode, of Newton county.

Also, a bill to be entitled "An act to relieve William Mor-

gan, of the county of Bibb, from double taxation on his Dougherty county plantation, for the year 1867”

The bill to authorize volunteer companies was read the second time, and referred to the committee on Military affairs.

The bill to change the line between the counties of Clayton and Henry was read the second time, and referred to the Committee on New Counties and County lines.

Also, a bill to change the lines between the counties of Clinch and Coffee.

The bill declaratory of what laws are of force in the State of Georgia, was read the second time, and ordered to be engrossed.

The Bill to repeal so much of the Code of Georgia as requires Clerks of the Superior and Inferior Courts to give bond when they are appointed administrators was read the second time and referred to the Committee on the Judiciary.

The following message was this day received from his Excellency, the Governor, by Mr. De Graffenried, his Secretary :

Mr. Speaker: His Excellency, the Governor, has signed the following joint resolution, to-wit :

“A resolution to bring on the election of United States Senator.”

The hour of 12 o'clock having arrived, the House proceeded with the election of a United States Senator for the term ending in the year 1873, the members voting *viva voce*, when, on receiving and adding up the vote it appeared that the

Hon. Alex. H. Stephens had received 81 votes

Hon. Joseph Brown “ 78 “

Hon. Joshua Hill “ 10 “

Those voting for Mr. Stephens, are Messrs :

Anderson,	Erwin,	Harris,
Atkins,	Felder,	Harper, of Sumter,
Ballard,	Fincannon,	Harper, of Terrell,
Ballanger,	Flournoy,	Hook,
Barnum,	Ford,	Hudson,
Bennett,	Fowler,	Humber,
Brown,	Fryer,	Johnson, of Wilcox,
Butt,	George,	Kellogg,
Clarke,	Gober,	Kytle,
Cleghorn,	Goff,	Long,
Cloud,	Gray,	McArthur,
Cobb,	Gullatt,	McCullough,
Crawford,	Hall, of Bulloch,	McDougald,
Drake,	Hamilton,	Matthews,
Donaldson,	Harkness,	Meadows,
Duncan,	Harrison, of	Nash,
Ellis, of Spaulding,	Franklin,	Nisbet,

Nunn,	Rouse,	Tate,
Parke,	Rumph,	Tumlin,
Paulk,	Scott,	Turnipseed,
Penland,	Seales,	Vinson,
Pepper,	Shackleford,	Walthall,
Phillips,	Shumate,	Warren, of
Price,	Sisson,	Quitman,
Rainey,	Smith, of Coffee,	Welchel,
Rawls,	Smith, of Ware,	Wilcher,
Reddish,	Sorrells,	Williams, of Dooly,
Rosser,	Taliaferro,	

Those voting for Mr. Brown, are Messrs :

Allen, of Hart,	Franks,	Neal,
Allen, of Jasper,	Fyall,	O'Neal, of Lowndes,
Ayer,	Gardner,	O'Niel, of Baldwin,
Barnes,	Golden,	Page,
Beard,	Hall, of Meriwether,	Perkins, of Dawson,
Belcher,	Haren,	Porter,
Bell,	Harrison, of	Read,
Bethune,	Hancock,	Rice,
Brassell,	Harden,	Richardson,
Bryant,	Higdon,	Salter,
Buchan,	Hillyer,	Scroggins,
Burtz,	Hooks,	Sewell,
Caldwell,	Hopkins,	Sims,
Campbell,	Houston,	Smith, of Charlton,
Carpenter,	Hughes,	Smith, of Muscogee,
Carson,	Joiner,	Stone,
Chambers,	Johnson, of Towns,	Strickland,
Claiborne,	Lastinger,	Surrency,
Clower,	Lee,	Turner,
Colby,	Linder,	Twedy,
Costin,	Lumpkin,	Warren, of Burke,
Cunningham,	McCormick,	Williams, of Harris,
Darnell,	Madden,	Williams, of
Davis,	Madison,	Haralson,
Evans,	Maxwell,	Zellars,
Fitzpatrick,	Mauil,	Mr. Speaker.
Floyd,	Moore,	

Those voting for Mr. Hill, are Messrs :

Bradford,	Lindsay,	Watkins,
Ellis, of Gilmer,	Osgood,	Williams, of
Holden,	Powell,	Morgan,
Lane,	Prudden,	

Brown, 78 ; Stevens, 81 ; Hill, 10.

The House next proceeded with the election of a United States Senator, whose term will expire in the year 1871, the members voting *viva voce*, when, on receiving and adding up the vote, it appeared that the

Hon. H. V. M. Miller had received 80 votes.

Hon. Foster Blodgett	"	57	"
Hon. James L. Seward	"	9	"
Hon. A. T. Akerman	"	18	"
Hon. Henry G. Cole	"	2	"
Hon. H. V. Johnson	"	1	"
Hon. Joshua Hill	"	1	"

Those voting for Mr. Miller, are Messrs :

Atkins,	Gullatt,	Pepper,
Ballard,	Hall, of Bullock,	Phillips,
Ballanger,	Hamilton,	Price,
Barnum,	Harkness,	Rainey,
Bennett,	Harrison, of	Rawls,
Brassell,	Franklin,	Reddish,
Brown,	Harris,	Rosser,
Butt,	Harper, of Sumter,	Rouse,
Clarke,	Harper, of Terrell,	Rumph,
Cleghorn,	Hook,	Scott,
Cloud,	Hudson,	Seales,
Cobb,	Humber,	Shackleford,
Crawford,	Johnson, of Wilcox,	Shumate,
Drake,	Kellogg,	Sisson,
Donaldson,	Kytile,	Smith, of Coffee,
Duncan,	Long,	Smith, of Ware,
Ellis, of Spaulding,	McArthur,	Sorrels,
Erwin,	McCullough,	Surrency,
Felder,	McDougald,	Taliaferro,
Fincanon,	Matthews,	Tate,
Flournoy,	Meadows,	Tumlin,
Ford,	Nash,	Vinson,
Fowler,	Nisbet,	Walthal,
Fryer,	Nunn,	Warren, of Quitman,
George,	Parke,	Welchel,
Goff,	Paulk,	Wilcher,
Gray,	Penland,	Williams, of Dooly.

Those voting for Mr. Blodgett, are Messrs :

Allen, of Hart,	Chambers,	Floyd,
Allen, of Jasper,	Claiborne,	Fyall,
Ayer,	Clower,	Gardner,
Barnes,	Colby,	Golden,
Beard,	Costin,	Hall, of
Belcher,	Cunningham,	Meriwether,
Bell,	Darnell,	Harrison, of
Bethune,	Davis,	Hancock,
Campbell,	Fitzpatrick,	Harden,

Hillyer,	Maul,	Sims,
Hooks,	Moore,	Smith, of Charlton,
Houston,	Neal,	Smith, of Muscogee,
Hughes,	O'Neal, of Lowndes	Stone,
Joiner,	O'Niel, of Baldwin,	Strickland,
Lee,	Osgood,	Turner,
Linder,	Perkins, of Dawson,	Tweedy,
Lumpkin,	Porter,	Warren, of Burke,
McCormick,	Read,	Williams, of Harris,
Madden,	Rice,	Mr. Speaker.
Madison,	Richardson,	

Those voting for Mr. Seward, are Messrs :

Carson,	Hopkins,	Lindsay,
Evans,	Lane,	Powell,
Higdon,	Lastinger,	Watkins.

Those voting for Mr. Akerman are Messrs :

Bradford,	Franks,	Salter,
Bryant,	Haren,	Scroggins,
Buchan,	Holden,	Sewell,
Burtz,	Johnson, of Towns,	Williams, of
Caldwell,	Maxwell,	Haralson,
Carpenter,	Prudden,	Williams, of Morgan.
Ellis, of Gilmer,		

Those voting for Mr. Cole, are Messrs. Anderson and Gober.

Voting for H. V Johnson : Mr. Turnipseed.

Voting for Joshua Hill : Mr. Zellars.

On motion, the House adjourned until 12 o'clock, M., to-morrow.

WEDNESDAY, July 29th, 1868.

12 o'clock, M.

The House of Representatives met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Cloud.

On motion of Mr. Bell, of Banks, the Clerk was directed to inform the Senate that the House is now ready to receive them in their hall and compare the vote of the two Houses on yesterday, and proceed with the election of United States Senators.

The following message was received from the Senate through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate has amended the resolution of

the House to suspend levies and sales under executions in this State until the General Assembly, now in session, shall take final action upon the Relief and Homestead measures in the Constitution of said State by a substitute, in which they ask the concurrence of the House.

The Senate has concurred in a resolution that His Excellency, the Governor, be requested to furnish members of the Legislature, and all civil officers of this State, with a copy of the Constitution, ordinances and resolutions passed by the Georgia Constitutional Convention.

The Senate then attended in the hall of the House of Representatives, when the General Assembly proceeded to consolidate the vote of the two Houses cast on yesterday for a United States Senator, for the term ending in the year 1873: and on consolidating the same, it appeared that the

Hon. Joseph E. Brown had received 102 votes.

Hon. A. H. Stephens " 96 "

Hon. Joshua Hill " 13 "

C. H. Hopkins " 1 "

No person having received a majority of the whole number of votes polled by the two Houses as consolidated, for United States Senator for the term ending in the year 1873, the General Assembly proceeded with a joint vote for United States Senator for said term, the members voting *viva voce*, when, on receiving and adding up the vote, it appeared that the

Hon. Joshua Hill had received 110 votes.

Hon. Joseph E. Brown " 94 "

Hon. A. H. Stephens " 1 "

Hon. C. W. Styles " 1 "

Those voting for Mr. Hill, are Messrs :

SENATORS.

Anderson,	Hicks,	Nisbet,
Bowers,	Hinton,	Nunnally,
Burns,	Holcombe,	Sherman,
Candler,	Jordan,	Smith, (7th Dist.)
Dickey,	McArthur,	Stringer,
Fain,	McCutchen,	Welbourne,
Griffin, (6th Dist.)	Moore,	Wooten.

Those voting for Mr. Brown are Messrs. :

Adkins,	Corbitt,	McWhorter,
Brock,	Griffin, (31st Dist.)	Richardson,
Bruton,	Harris,	Smith, (36th Dist.)
Bradley,	Higbee,	Speer,
Campbell,	Hungerford,	Wallace,
Colman,	Jones,	Welch.
Conley,	Merrill,	

Voting for Mr. Styles : Graham.

Those voting for Mr. Hill, are Messrs :

REPRESENTATIVES.

Anderson,	Harkness,	Perkins, of
Ballard,	Harrison, of	Cherokee,
Ballanger,	Franklin,	Phillips,
Barnum,	Harris,	Powell,
Bradford,	Harper, of Sumter,	Price,
Brown,	Harper, of Terrell,	Prudden.
Burtz,	Higdon,	Rainey,
Butt,	Holden,	Rawls,
Clarke,	Hook,	Rosser,
Cleghorn,	Hudson,	Rouse,
Cloud,	Humber,	Rumph,
Cobb,	Johnson, of Wilcox	Scott,
Crawford,	Kellogg,	Seales,
Drake,	Kytte,	Shackleford,
Donaldson,	Lane,	Shumate,
Duncan,	Lastinger,	Sisson,
Ellis, of Gilmer,	Long,	Smith, of Ware,
Ellis, of Spaulding,	McArthur,	Sorrells,
Erwin,	McCullough,	Taliaferro,
Felder,	McDougald,	Tate,
Fincanon,	Matthews,	Tumlin,
Flournoy,	Meadows,	Turnipseed,
Fowler,	Nash,	Vinson,
Fryer,	Neal,	Walthal,
George,	Nisbet,	Warren of Quitman,
Gober,	Nunn,	Watkins,
Goff,	Osgood,	Wilcher,
Gray,	Parke,	Williams, of Dooly;
Gullatt,	Paulk,	Williams, of
Hall, of Bulloch,	Penland,	Morgan,
Hall, of Glynn,	Pepper,	

Those voting for Mr. Brown, are Messrs :

Allen, of Hart,	Chambers,	Harrison, of
Allen, of Jasper,	Claiborne,	Hancock,
Atkins,	Clower,	Harden,
Ayer,	Costin,	Hillyer,
Barnes,	Cunningham,	Hooks,
Beard,	Darnell,	Hopkins,
Belcher,	Davis,	Houston,
Bell,	Fitzpatrick,	Hughes,
Bethune,	Floyd,	Joiner,
Brassell,	Ford,	Johnson, of Towns,
Bryant,	Franks,	Lee,
Buchan,	Fyall,	Linder,
Caldwell,	Gardner,	Lumpkin,
Campbell,	Golden,	McCormick,
Carpenter,	Hall, of	Madden,
Carson,	Meriwether,	Madison,

Maxwell,	Richardson,	Turner,
Maull,	Salter,	Tweedy,
Moore,	Scroggins,	Warren, of Burke,
O'Neal, of Lowndes,	Sewell,	Welchel,
O'Neil, of Baldwin,	Sims,	Williams, of Harris,
Page,	Smith, of Charlton,	Williams, of
Perkins, of Dawson,	Smith, of Muscogee	Haralson,
Porter,	Stone,	Zellars,
Read,	Strickland,	Mr. Speaker.
Rice,	Surrency,	

Voting for Mr Stephens: Mr. Hamilton.

Total vote 206; necessary to a choice 104.

The Hon. Joshua Hill having received a majority of the whole number of votes cast, he was declared duly elected United States Senator for the term ending in the year 1873.

The General Assembly then proceeded to consolidate the vote of the two Houses cast on yesterday for a United States Senator, for the term ending in the year 1871, and on consolidating the same, it appeared that the

Hon. Foster Blodgett	had received	73	votes.
Hon. H. V. M. Miller	"	93	"
Hon. J. L. Seward	"	17	"
Hon. A. T. Akerman	"	22	"
Hon. H. G. Cole	"	2	"
Hon. H. V. Johnson	"	1	"
Hon. Joshua Hill	"	1	"

No person having received a majority of the whole number of votes polled, as consolidated, for U. S. Senator for the term ending in the year 1871, the General Assembly proceeded with a joint vote for a U. S. Senator for said term, the members voting *viva voce*, when on receiving and adding up the vote, it appeared that the

Hon. Foster Blodgett	had received	72	votes.
Hon. H. V. M. Miller,	"	120	"
Hon. J. L. Seward,	"	13	"
Hon. A. T. Akerman,	"	6	"

Those voting for Mr. Miller, are Messrs:

SENATORS.

Anderson,	Hinton,	Smith, (36th Dist.)
Burns,	Holcombe,	Speer,
Candler,	Jordan,	Stringer,
Fain,	McCutchen,	Wellborn,
Graham,	Moore,	Winn,
Griffin, (21st Dist.)	Nisbet,	Wooten.
Hicks,	Nunnally,	

Those voting for Mr. Blodgett, are Messrs :

Adkins,	Corbitt,	Merrill,
Bradley,	Dickey,	McWhorter,
Campbell,	Harris,	Richardson,
Coleman,	Hungerford,	Wallace,
Conley,	Jones,	Welch.

Those voting for Mr. Seward, are Messrs :

Bruton,	McArthur,	Smith, (7th Dist.)
Griffin, (6th Dist.)		

Those voting for Mr. Akerman are Messrs :

Bowers,	Higbee,	Sherman,
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Those who voted for Mr. Miller, are Messrs :

REPRESENTATIVES.

Anderson,	Hall, of Glynn,	Price,
Allen, of Hart,	Hamilton,	Prudden,
Atkins,	Harkness,	Rainey,
Ballard,	Harrison, of	Rawls,
Ballanger,	Franklin,	Reddish,
Barnum,	Harris,	Rosser,
Bradford,	Harper, of Sumter,	Rouse,
Brassell,	Harper, of Terrell,	Rumph,
Brown,	Higdon,	Salter,
Burtz,	Hook,	Scott,
Butt,	Hopkins,	Seales,
Clarke,	Hudson,	Sewell,
Cleghorn,	Humber,	Shackleford,
Cloud,	Johnson, of Wilcox,	Shumate,
Cobb,	Kellogg,	Sisson,
Crawford,	Kyle,	Smith, of Coffee.
Costin,	Lindsay,	Smith, of Ware,
Drake,	Long,	Sorrells,
Donaldson,	McArthur,	Surrency,
Duncan,	McCullough,	Taliaferro,
Ellis, of Spaulding,	McDougald,	Tate,
Erwin,	Matthews,	Tumlin,
Felder,	Maxwell,	Turnipseed,
Fincanon,	Meadows,	Vinson,
Flournoy,	Nash,	Walthal,
Ford,	Nisbet,	Warren, of
Fowler,	Nunn,	Quitman,
Fryer,	Parke,	Welchel,
George,	Paulk,	Wilcher,
Gober,	Penland,	Williams, of Dooly,
Goff,	Pepper,	Williams, of
Gray,	Perkins, of	Morgan.
Gullatt,	Cherokee,	Zellars,
Hall, of Bulloch,	Phillips,	

Those who voted for Mr. Blodgett, are Messrs :

Allen, of Jasper,	Golden,	Neal,
Ayer,	Hall, of Meriwether,	O'Neal, of Lowndes,
Barnes,	Haren,	O'Niel, of Baldwin,
Beard,	Harrison, of	Osgood,
Belcher,	Hancock,	Perkins, of Dawson,
Bell,	Harden,	Porter,
Bethune,	Hillyer,	Read,
Campbell,	Holden,	Rice,
Chambers,	Hooks,	Richardson,
Claiborne,	Houston,	Scroggins,
Clower,	Hughes,	Sims,
Colby,	Joiner,	Smith, of Charlton,
Cunningham,	Lee,	Smith, of Muscogee,
Darnell,	Linder,	Stone,
Davis,	Lumpkin,	Strickland,
Fitzpatrick,	McCormick,	Turner,
Floyd,	Madden,	Tweedy,
Franks,	Madison,	Warren, of Burke,
Fyall,	Maul,	Williams, of Harris.
Gardner,	Moore,	

Those who voted for Mr. Seward, are Messrs :

Carson,	Lane,	Watkins,
Ellis, of Gilmer,	Lastinger,	Williams, of
Johnson, of Towns,	Page,	Haralson.

Those who voted for Mr. Akerman, are Messrs :

Bryant,	Caldwell,	Carpenter.
Buchan,		

The Honorable H. V. M. Miller, having received a majority of the whole number of votes polled, he was declared duly elected U. S. Senator for the term ending in the year 1871.

On motion the Senate repaired to their chamber, and the House adjourned until 10 o'clock to-morrow morning.

THURSDAY, July 30th, 1868.

10 o'clock, A. M.

The House of Representatives met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Cloud.

Leave of absence was granted to Messrs. Buchan, of Pulaski, Ford, of Bartow, Williams, of Dooly, Tumlin of Randolph, Cloud, of Clayton, Shackelford, of Heard, Meadows, of Johnson, McWhorter, of Greene, Donaldson, of Gordon, Nisbet, of Dade, on account of sickness in their families.

The House took up the resolution authorizing the employment of female clerks, which was lost.

Mr. Maxwell, of Henry, offered the following resolution :

Resolved, That it shall be the duty of each chairman of the several committees, to announce daily their time and place of meeting, etc., which, on motion, was laid on the table for the present.

Mr. McCullough, from the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following resolution, to-wit :

A resolution that his Excellency, the Governor, be requested to furnish members of the Legislature, and all civil officers of this State, with a copy of the Constitution, Ordinances and Resolutions passed by the Georgia Constitutional Convention.

Mr. Lee, of Newton, offered a resolution for the appointment of a committee to wait upon the Governor and City Council, with a view of procuring rooms for the convenience of the various committees.

Mr. O'Neal, of Lowndes, offered the following amendment, "and ascertain if the City Council have, or intend to comply with the conditions and promises upon which the Capitol was removed to this city, and if so, when and how, and that said committee report the result of its investigation as soon as practicable."

Mr. Anderson, of Cobb, offered the following as a substitute :

Resolved, That a committee of five be appointed by the Speaker of this House to confer with the City Council of Atlanta, to perfect arrangements for the convenience of the Legislature, and the Standing Committees of the same.

Mr. Tweedy, of Richmond, offered the following as a substitute :

Resolved, That the Building Committee be required to confer with the City Council of Atlanta in regard to furnishing

more ample room for legislative purposes ; which was received in lieu of the original and adopted.

Mr. Fitzpatrick, of Bibb, offered the following resolution :

Resolved, That when this House adjourn on Saturday next, that the same stand adjourned to assemble in the city of Milledgeville on the 10th of August next.

Mr. Bryant, of Richmond, presented the petition of James A. Jackson and Isaac Reynolds, which was referred to the Committee on Privileges and Elections.

Mr. Barnum, of Stewart, offered the following resolutions, which were taken up, read and adopted :

Resolved, That the Messenger and Door Keeper of the House be held to a strict accountability personally, individually and collectively, for the safe keeping of the stationery left in the desks of the members.

Resolved, That if the hall is not secure, they apply to the proper authorities for the purposes above indicated.

Mr. Sisson, of Fulton, presented the following report :

The Committee appointed on the "Ransom Montgomery Memorial," beg leave to report that they have had the same under consideration, and have agreed upon the accompanying resolution, which I have been directed to place before this House.

V P. SISSON, *Chairman*.

On motion, the said report was taken up, agreed to, and the resolution adopted.

The bill to be entitled an act to prohibit the sale of lottery tickets in this State, was read a second time and referred to the special committee, to whom had been referred a similar bill.

Mr. Nisbet, of Dade, offered the following resolution :

Resolved, In order that the Messenger and Door Keeper may be able faithfully to discharge their duties in regard to protecting the stationery and matter in the members' desks, that the hall of the House of Representatives shall not be used for any political purpose.

The resolution authorizing Charles P. Thomas to open a refreshment saloon in the hall-way, was referred to the Committee on Public Buildings.

Mr. Hall, of Glynn, offered a resolution asking the Governor to proclaim a day of fasting, humiliation and prayer, which was laid on the table.

Mr. Barnum, of Stewart, offered a resolution reducing the pay of members.

Mr. Caldwell, of Troup, offered a resolution fixing the day for the election of State House Officers.

Mr. Atkins, of Oglethorpe, reported a bill to prevent the holding of Ordinary's and Clerk's Courts at the same time.

Mr. Fitzpatrick, of Bibb, reported a bill to incorporate the Georgia Mutual Fire and Life Insurance Company.

Mr. Bell, of Banks, reported a bill to be entitled an act to amend an act entitled an act to incorporate the Georgia Air Line Railroad Company, and to confer upon them certain them certain powers and privileges.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate has adopted a resolution consolidating the Committees on the State of the Republic, on Finance, Deaf and Dumb Asylum, Penitentiary, Education and Institution for the Blind, with corresponding committees of the House, the House consenting thereto ; in which they ask the concurrence of the House.

On motion, said resolution was taken up and concurred in.

Mr. Turner, of Bibb, reported a bill to define and punish dueling.

Mr. Hall, of Bulloch, reported a bill to be entitled an act to remove the county site of Bulloch county, and other purposes.

Mr. Turnipseed, of Clay, a bill to continue in force the jury system of the State, as provided in Irwin's Code, until the plan proposed by the new Constitution, shall go into operation.

Mr. Porter, of Chatham, reported a bill to be entitled an act to extend the incorporation of the German Fire Company of Savannah.

Mr. Sims, a bill to be entitled an act to alter and amend the 4761 and 4767 sections of the Code, relative to the powers and rights of the corporation of the city of Savannah.

Also, a resolution to declare vacant the municipal governments, and for the filling of the same.

Mr. Vinson, of Crawford, reported a bill for the relief of Daniel W. Sanders, etc.

Mr. Smith, of Charlton, reported a bill to consolidate the offices of Receiver of Tax Returns and Tax Collector of the county of Charlton.

Mr. Powell, of Decatur, reported the following bill :

A bill to be entitled an act to disfranchise felons, to declare them ineligible to office, and for other purposes therein named.

Mr. Pepper, of Calhoun, reported a bill to be entitled an act to authorize R. F. Kendrick, of the county of Calhoun, to practice physic, and to collect his fees for the same.

Mr. Phillips, of Echols, reported a bill to carry into effect the 14th section of the 5th article of the Constitution.

Mr. Ballanger, of Floyd, reported a bill to be entitled an

act to exempt from taxation all foreign capital invested in the manufactory of cotton, wool, or other fibrous material.

Mr. Sisson, of Fulton, reported a bill to be entitled an act to incorporate the Atlanta Classical College for young ladies.

Mr. Holden, of Taliaferro, reported a bill to change the lines between the counties of Green and Taliaferro.

Also, a bill to be entitled an act to change the law of evidence.

Mr. Davis, of Clarke, reported a bill to amend the charter of the town of Athens.

Mr. Erwin, of Habersham, reported a bill to be entitled an act to provide for the election of Justices of the Peace and Constables.

Mr. Holden, of Taliaferro, reported a bill to authorize the General Assembly of this State to elect the Superintendent, Auditor and Treasurer of the Western & Atlantic Railroad, and for other purposes.

Mr. Welchel, of Hall, reported a bill to be entitled an act to reduce the bond of the Sheriff of Hall county, from the sum of \$10,000, to the sum of \$5,000.

Mr. Erwin, of Habersham, reported a bill to reduce the bond of the Sheriff of Habersham county.

Mr. Shackelford, of Heard, reported a bill to be entitled an act to authorize the administrator of Lazarus Summerlin, to sell certain lands belonging to the estate of said deceased, in Newton county.

Mr. Duncan, of Houston, reported a bill to be entitled an act to repeal so much of sections 919, 930 and 939 of Irwin's Code of Georgia, as relates to the duties of Tax Collectors and Receivers, and compensation therefor, and provide for the receiving and collecting of State and County taxes by special contract, to define the mode and manner of making and enforcing said contract, etc.

Mr. Hopkins, of Miller, reported a bill to incorporate the town of Colquitt, etc.

Mr. Lee, of Newton, reported a bill to be entitled an act to provide for the speedy and sure collection by Clerks of the Superior Courts, of their fees for recording deeds.

Mr. Seale, of Pike, reported a bill to amend 2530 and the 2531 sections of the Code of Georgia, for the benefit of indigent, or helpless and dependent adult heirs.

Mr. Salter, of Pulaski, reported a bill to reduce the bond of the Sheriff of Pulaski county.

Mr. Ellis, of Spaulding, reported a bill to be entitled an act to compel the collection of the imposed tax due for the year 1867

Mr. Tumlin, of Randolph, reported a bill to be entitled an

act to exempt from jury duty, certain persons therein named.

Mr. Barnum, of Stewart, reported a bill to consolidate and amend the several acts incorporating the town of Lumpkin, in the county of Stewart, and to grant certain privileges to the same.

Mr. Hall, of Glynn, reported a bill to amend section 1429 of the Code of Georgia.

Mr. Barnum, of Stewart, reported a bill to amend an act controlling the duties of Tax Receivers.

Mr. Phillips, of Echols, reported a bill to alter and amend so much of section 3174 of Irwin's Code, as relates to the county of Lowndes, as a part of the Southern Judicial Circuit, into the Brunswick Judicial Circuit, as well as to alter and fix the time of holding the Courts in said county, and to provide for drawing and summoning juries in accordance therewith.

Mr. Hall, of Meriwether, offered a resolution requesting the Committee on the Judiciary to inquire into the propriety of changing the Penal Code.

Mr. Hillyer, of Camden, offered a resolution instructing the Committee on Printing to procure 5000 copies each of the Governor's Message and Inaugural Address for distribution by members.

Mr. Bethune, of Talbot, offered a resolution instructing the Judiciary Committee to look into the propriety of reducing the bonds of all county officers.

Mr. Shumate, of Whitfield, offered a resolution requesting the Governor to displace none of the officers of the Western & Atlantic Railroad, and make no new appointments to said offices pending the action of the Legislature upon a certain bill.

Mr. Tumlin, of Randolph, offered the following resolution, which was read and adopted, to-wit:

WHEREAS, That inasmuch as the vital questions which have heretofore divided the members composing this branch of the Legislature, have been settled,

Resolved, That we, like men, having the interest of our State at heart, bury all party feeling and prejudice, and go forward to perfect the establishment of such laws as will establish peace and harmony to the people of our State.

The Speaker announced the following changes in Committees, to-wit:

Mr. Sisson from that on Public Buildings, to that on Education; Mr. Gullatt from that on Education, to that on Public Buildings.

The following, as additional, were also announced:

On Penitentiary—Messrs. McCullough and Madison.

On Education and Military Affairs—Madden.

Leave of absence was granted to Messrs. Lindsey, Bryant, Holden, Gray, Barnes, Kellogg, Pepper, Johnson, of Wilcox, Humber, Linden, Clark and Walthal, for a few days, and Mr. McDougald, after Wednesday next, and to Mr. Caldwell, on Saturday; all on special business.

The hour of adjournment having arrived, the House adjourned until to-morrow morning, 10 o'clock, A. M.

FRIDAY, July 31st, 1868,

10 o'clock, A. M.

The House of Representatives met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Quillian.

Mr. Price, Speaker *pro tempore*, in the chair.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate has concurred by a two-thirds vote in a resolution of the House authorizing the Superintendent of the Western & Atlantic Railroad to pay to Ransom Montgomery five hundred and sixty-two dollars and fifty cents, for services rendered said road, to further employ him on said road, and to provide a home for said Ransom Montgomery during his life, and I am directed to transmit the same forthwith to this branch of the General Assembly.

Mr. Lee, of Newton, moved to reconsider so much of yesterday's Journal as relates to the action of the House in concurring in the Senate resolution consolidating certain committees of the two Houses, which motion prevailed. And on motion of Mr. Bryant the said resolution was taken up and disagreed to.

Leave of absence was granted to Messrs. Cobb, Harden, Sorrells, Erwin and Sewell.

Mr. Holden was added to the committee on the Judiciary.

Mr. Surrency, on motion, was added to the committee on Agricultural and Internal Improvements, to the committee on New Counties and County Lines; also, to the committee on Manufactures.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate has passed the following bills:

A bill to consolidate the offices of Secretary of State and Surveyor General, and to provide a salary therefor.

A bill to be entitled an act to fix and establish the salaries of the Judges of the Supreme and Superior Courts, Solicitors General, Secretary of State, Treasurer and Comptroller General, which I am directed to transmit forthwith to this branch of the General Assembly.

Leave of absence was granted to Mr. Meadows, of Johnson, and to Phillips, of Echols, on account of indisposition.

On motion the rule was suspended, and the following Senate bills were taken up and read the first time, to-wit:

A bill to be entitled an act to fix and establish the salaries of the Judges of the Supreme Court, Superior Courts, and Solicitors General, Secretary of State and Comptroller General.

Also, a bill to consolidate the offices of Secretary of State and Surveyor General, and to provide a salary therefor.

Two communications, one from the Messenger of the House, and one from the Clerk of the Secretary of State, were laid upon the desk, upon the subject of furnishing the House with stationery.

On motion they were taken up, and several resolutions introduced upon the subject. Pending the discussion thereon, the whole subject was, on motion of Mr. Bryant, referred to the committee on Printing.

The Clerk proceeded to call the roll of committees, when Mr. Gray, of Walker, reported a bill to be entitled an act to fix the salaries of the Comptroller General and certain other officers of the State of Georgia.

Mr. Shumate, of Whitfield, reported a bill to be entitled an act to incorporate the Citizen's Bank, at Dalton, Georgia, and to define the privileges of said incorporation.

Mr. Parke, of Gwinnett, reported a bill to incorporate Fire and Marine Insurance Company, of Georgia.

Mr. Daniel, of Pickens, offered a resolution to distribute Irwin's Code among the various civil officers of this State.

Mr. Hall of Meriwether, reported a bill providing for the distribution of property, in certain cases.

Mr. O'Neal, of Lowndes, reported a bill to be an act entitled an act to incorporate the Cherokee Manufacturing Company, of Floyd county, Georgia.

Mr. Duncan, of Houston, reported a bill to allow F. F. Tabor, of the county of Bibb, to practice medicine in the State of Georgia, and collect fees therefor.

Also, a bill to allow parties plaintiff to bring suit upon cases within the jurisdiction of Justice Court, before the Jus-

tice of the Peace whose District, or Districts, include the county site. Provided, defendant resides in the county.

Messrs. Ballanger and Scott, of Floyd, reported a bill to alter and amend an act entitled an act to amend an act entitled an act to incorporate the town of Marthasville, in the county of DeKalb, passed on 23d of December, 1843, and also to enlarge the boundary of said town, and to incorporate the same under the name of the city of Atlanta, and to change the name of the town of Rome to that of the city of Rome, to provide for the election of officers of said cities, and to confer upon them specified powers, and for other purposes herein mentioned.

Mr. Taliaferro, of Fulton, reported a bill, extending State aid to the Air Line Railroad, from Fulton county, called Georgia Air Line Railroad Company.

Mr. Gullatt, of Fulton, offered the following resolution:

WHEREAS, one Chatters is occupying a seat and desk on this floor, claiming to be a member of this House, and claiming privileges as to stationery, occupancy of seat, etc.,

Resolved, That said Chatters be notified to vacate his assumed seat, and be deprived of his assumed privileges; which was laid on the table.

Mr. Powell, of Decatur, reported a bill to be entitled an act to levy an extra tax sufficient to pay each maimed soldier in this State, a sum not less than \$60 per annum.

Mr. Fowler, of Catoosa, reported a bill to be entitled an act to change the time of holding the Superior Court of Catoosa county.

Mr. Osgood, of Chatham, presented a Petition of certain citizens of Savannah, which was referred to the committee on the Judiciary.

Also, a bill to be entitled an act to authorize the Governor to appoint a Tax Receiver, to fill a vacancy occasioned by the death of Wm. R. Hopkins.

Mr. Anderson, of Cobb, offered a resolution instructing the Judiciary Committee, to inquire into the expediency of a law regulating Insurance Companies, etc.

Mr. Turnipseed, of Clay, reported a bill to make it penal for any person to convey or transfer the same property more than one time.

Mr. Cleghorn, of Chattooga, reported a bill to incorporate the town of Tryon.

Mr. Carson, of Thomas, offered the following resolution; which was taken up, read and adopted:

Resolved, That the Mayor and Council of the city of Atlanta, be invited to seats on the floor of this House.

Mr. Scott, of Floyd, presented the evidence in the case of

contestance of Madison Davis and Alfred Richardson, of Clark, which was referred to the committee on Privileges and Elections.

The House took up the Senate amendment to the House resolution, authorizing the Treasurer to make certain advances, which resolution had been amended by the Senate and disagreed to the same amendment, and the Clerk was ordered to transmit the same forthwith to the Senate.

Mr. Anderson, of Cobb, offered a resolution to appoint a special committee to consider the subject of Relief.

Also, a resolution that the Judiciary Committee be instructed to consider the propriety of creating certain offices.

Mr. Joiner, of Dougherty, offered the following resolution :

Resolved, In view of the exigencies of the times, that the bond of \$10,000 required of the Sheriff of Dougherty county be reduced to \$5,000.

Mr. Rawles, of Effingham, called up a resolution to appoint a committee to visit Milledgeville to examine public property, etc.; which was referred to the committee on Penitentiary.

Mr. Williams, of Morgan, reported a bill to encourage Internal Improvement, Railroads and Manufacturing.

Also, a resolution instructing a committee, who may be appointed to visit Milledgeville, to bring from the library such books as may be needed by the General Assembly.

Mr. Joiner, of Dougherty, offered the following resolution :

Resolved, That the salary of the Judges of the Superior Court shall be \$4,000 in currency per annum.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate has receded from its amendment of House resolution to authorize the Treasurer to make certain advances to officers and members of this General Assembly, and they have concurred in said resolution, and I am directed to transmit the same forthwith to this branch of the General Assembly.

The House took up the Senate amendment to the House resolution to suspend levies and sales under executions in this State until the General Assembly, now in session, shall take final action upon the Relief and Homestead measures in the Constitution of said State; the same being a substitute.

Mr. Turnipseed, of Clay offered the following amendment : "Strike out all after the word "except," and insert the following : Except in all cases of debts contracted since the 1st of June, 1865, debts due for taxes, officers' costs, and

where the debtor is fraudulently conveying and secreting his property for the purpose of avoiding the payment of his just debts, or while the debtor is causing his property to be removed beyond the limits of this State, or where he absconds, or where he resides without the limits of the State, or where he resists a legal arrest or stands in defiance of a peace officer. And pending the discussion thereon, the House adjourned.

SATURDAY, August 1st, 1868.

10 o'clock, A. M.

The House of Representatives met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Mr. Price, Speaker *pro tempore*, in the chair.

Mr. Rice, of Columbia, moved to reconsider so much of the Journal of yesterday as relates to additions to standing committees, which motion was lost.

The Speaker held that any addition to standing committees was a violation of the Rules of the House, therefore the action of the House was null and void.

Mr. Maull, of Muscogee, moved to reconsider so much of the Journal of yesterday as relates to the action of the House concerning the seat of one, Chatters, which motion was withdrawn, upon the Journal being changed from referring said resolution to the committee on Privileges and Elections to its being laid on the table.

A motion was made by Mr. Houston, of Bryant, to adjourn until Monday morning, 10 o'clock; said motion was lost.

The rules being suspended, Mr. Ballanger, of Floyd, reported a bill to be entitled an act to appropriate money to the Institution for the Deaf and Dumb Asylum, and for other purposes.

Mr. McCullough, from the committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following resolutions, to-wit:

A resolution authorizing the Superintendent of the Western and Atlantic Railroad to pay to Ransom Montgomery five hundred and sixty-two dollars and fifty cents for services rendered said road, and to provide a home for said Ransom Montgomery during his life. Also,

A resolution to authorize the Treasurer to make certain advances to the officers and members of this General Assembly.

The following message was received from his Excellency, the Governor, by Mr. Davis, his secretary, to-wit :

Mr. Speaker : The Governor has approved and signed the following resolutions, to-wit :

A resolution requesting his Excellency, the Governor, to furnish members of the Legislature, and all civil officers of this State, with a copy of the Constitution, ordinances, etc., passed by the Georgia Constitutional Convention. Also,

A resolution authorizing the Treasurer to make certain advances to the officers and members of this General Assembly.

The House resumed the consideration of the unfinished business of yesterday, the same being the substitute of the Senate to the House resolution suspending levies and sales under executions in this State until the General Assembly now in session, shall take action upon the Homestead and Relief measures, and Mr. Turnipseed's proposed amendment thereto.

Mr. O'Neal, of Lowndes, offered the following as an amendment to the Senate's substitute: "*Provided*, the provisions of this resolution shall be of force until the General Assembly shall have acted upon the subjects of relief and homesteads, or refuses to act or adjourns."

The question being called upon the adoption of Mr. O'Neal's amendment, the yeas and nays were demanded, and resulted in yeas, 55; nays, 62. So the amendment was lost.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Fyall,	Madden,
Ayer,	Gardner,	Maxwell,
Atkins,	Golden,	Mauil,
Beard,	Hall, of Bulloch,	Moore,
Belcher,	Hall, of Meriwether,	O'Neal, of Lowndes,
Bennett,	Hamilton,	O'Niel, of Baldwin,
Bethune,	Haren,	Osgood,
Campbell,	Harrison, of	Porter,
Carpenter,	Franklin,	Prudden,
Carson,	Harden,	Rice,
Chambers,	Hillyer,	Richardson,
Claiborne,	Hopkins,	Salter,
Clower,	Houston,	Scroggins,
Colby,	Joiner,	Smith of Charlton,
Cunningham,	Johnson, of Towns,	Smith, of Muscogee,
Davis,	Lane,	Taliaferro,
Ellis, of Gilmer,	Lastinger,	Warren, of Burke,
Fitzpatrick,	Lee,	Zellers.
Franks,	Lumpkin,	

Those voting in the negative, are Messrs :

Anderson,	Harris,	Phillips,
Ballard,	Harper, of Sumter,	Powell,
Ballanger,	Higdon,	Rawls,
Barnum,	Hook,	Reddish,
Bradford,	Kytile,	Rosser,
Brassell,	Long,	Rouse,
Brown,	McArthur,	Rumph,
Burtz,	McCormick,	Scott,
Cleghorn,	McCullough,	Shumate,
Darnell,	Madison,	Sisson,
Drake,	Matthews,	Smith, of Coffee,
Duncan,	Meadows,	Stone,
Fincanon,	Nash,	Surrency,
Floyd,	Nunn,	Tate,
Flournoy,	Parke,	Turnipseed,
Fowler,	Paulk,	Turner,
George,	Penland,	Vinson,
Gober,	Pepper,	Warren, of Quitman,
Goff,	Perkins, of	Wilcher,
Gullatt,	Cherokee,	Williams, of Harris,
Hall, of Glynn,	Perkins, of Dawson,	Williams of Morgan.

Ayes, 55; nays, 62.

The vote being taken on Mr. Turnipseed's amendment, the yeas and nays were demanded and resulted in yeas 59, nays 59.

The vote being a tie, the Speaker voted in the negative, and the amendment was lost.

Those voting in the affirmative, are Messrs :

Anderson,	Harrison, of	Phillips,
Ayer,	Franklin,	Rawls,
Ballard,	Harris,	Reddish,
Ballanger,	Harper, of Sumter,	Rosser,
Barnum,	Hook,	Rouse,
Bennett,	Kytile,	Scroggins,
Bradford,	Long,	Scott,
Brassell,	McArthur,	Shumate,
Brown,	McCormick,	Sisson,
Burtz,	McCullough,	Smith, of Charlton,
Claiborne,	Madison,	Smith, of Coffee,
Cleghorn,	Matthews,	Surrency,
Crawford,	Meadows,	Tate,
Drake,	Nash,	Turnipseed,
Fincanon,	Nunn,	Vinson,
Flournoy,	Parke,	Warren, of
Fowler,	Paulk,	Quitman,
George,	Penland,	Watkins,
Gober,	Pepper,	Wilcher,
Goff,	Perkins, of	Williams, of
Hall, of Glynn,	Cherokee,	Haralson.

Those voting in the negative, are Messrs :

Allen, of Hart,	Gullatt,	Osgood,
Allen, of Jasper,	Hall, of Bulloch,	Page,
Atkins,	Hall, of Meriwether,	Perkins, of Dawson,
Bethune,	Hamilton,	Porter,
Campbell,	Haren,	Powell,
Carpenter,	Higdon,	Prudden,
Carson,	Hillyer,	Rice,
Chambers,	Hopkins,	Richardson,
Clower,	Houston,	Salter,
Colby,	Joiner,	Sims,
Cunningham,	Johnson, of Towns,	Smith, of Muscogee,
Darnell,	Lane,	Stone,
Davis,	Lastinger,	Taliaferro,
Duncan,	Lee,	Turner,
Ellis, of Gilmer,	Lumpkin,	Warren, of Burke,
Fitzpatrick,	Madden,	Williams, of Harris,
Floyd,	Maxwell,	Williams, of
Franks,	Maull,	Morgan,
Fyall,	Moore,	Zellers,
Gardner,	O'Neal, of Lowndes,	Mr. Speaker.
Golden,	O'Niel, of Baldwin,	

Ayes, 59 ; nays, 60.

The vote was then taken on the Senate's substitute to the House's resolution, the ayes and nays were demanded and resulted in ayes, 63 ; nays, 57

The House, therefore, concurred in the Senate's substitute.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Fyall,	Maxwell,
Allen, of Jasper,	Gardner,	Maull,
Atkins,	George,	Moore,
Ayer,	Golden,	O'Neal, of Lowndes,
Ballard,	Hall, of Bulloch,	O'Niel, of Baldwin,
Beard,	Hall, of Meriwether,	Osgood,
Belcher,	Hamilton,	Page,
Bennett,	Haren,	Porter,
Bethune,	Harrison, of	Prudden,
Burtz,	Franklin,	Rawls,
Campbell,	Hillyer,	Rice,
Carpenter,	Hopkins,	Richardson,
Carson,	Houston,	Rouse,
Chambers,	Hughes,	Salter,
Claiborne,	Joiner,	Scroggins,
Clower,	Johnson, of Towns,	Sims,
Colby,	Lane,	Smith, of Charlton,
Cunningham,	Lastinger,	Smith, of Muscogee,
Davis,	Lee,	Taliaferro,
Ellis, of Gilmer,	Lumpkin,	Warren, of Burke,
Fitzpatrick,	Madden,	Zellers.
Franks,		

Those voting in the negative, are Messrs :

Anderson,	Kytle,	Rumph,
Ballanger,	Long,	Scott,
Barnum,	McArthur,	Shumate,
Bradford,	McCormick,	Sisson,
Brassell,	McCullough,	Smith, of Coffee,
Brown,	Madison,	Stone,
Cleghorn,	Matthews,	Surrency,
Crawford,	Meadows,	Tate,
Darnell,	Nash,	Turnipseed,
Duncan,	Parke,	Turner,
Fincanon,	Paulk,	Vinson,
Floyd,	Penland,	Warren, of
Flournoy,	Pepper,	Quitman,
Fowler,	Perkins, of	Welchell,
Gober,	Cherokee,	Wilcher,
Gullatt,	Perkins, of Dawson,	Williams, of Harris,
Hall, of Glynn.	Phillips,	Williams, of
Harris,	Powell,	Haralson,
Harper, of Sumter,	Reddish,	Williams, of
Higdon,	Rosser,	Morgan.
Hook,		

Ayes, 63 ; nays, 57

Mr. Duncan, of Houston, offered a resolution to prevent certain members from drawing pay.

The following Senate bill was read a second time, and ordered to be engrossed, to-wit :

A bill to consolidate the offices of Secretary of State and Surveyor General, and to provide a salary therefor.

Mr. Sisson, of Fulton, Chairman of the Committee on Printing, reports that the Committee on Printing, to whom was referred the matter of furnishing stationery to members of the House of Representatives, have had the same under consideration and beg leave to submit the following resolution :

Resolved, That it be made the duty of the Clerk of the House to procure stationery and distribute the same to members of the House, upon their application ; which resolution, the rules being suspended, was taken up, read and adopted.

The joint resolution, relative to the appointment of municipal officers, in the various towns and cities, of this State, was taken up, read and laid on the table for the present.

On motion of Mr. Osgood the House adjourned, until Monday 10 o'clock, A. M.

MONDAY, August 3d, 1868.

10 o'clock, A. M.

The House of Representatives met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

Mr. Turnipseed, of Clay, moved to reconsider so much of the Journal of Saturday as relates to the Senate's substitute to the House resolution suspending levies and sales under executions in this State, etc.

The vote being taken upon said motion, the yeas and nays were demanded, and resulted in ayes, 60; nays, 63. So the motion to reconsider was lost.

Those voting in the affirmative, are Messrs:

Anderson,	Gullatt,	Phillips,
Ballanger,	Hall, of Glynn,	Powell,
Barnum,	Harris,	Rawls,
Bradford,	Harper, of Sumter,	Reddish,
Brassell,	Higdon,	Rosser,
Brown,	Hook,	Rouse,
Burtz,	Humber,	Rumph,
Butt,	Kytle,	Scott,
Claiborne,	Long,	Sisson,
Clark,	McArthur,	Smith, of Coffee,
Cleghorn,	McCullough,	Stone,
Cloud,	Madison,	Surrency,
Crawford,	Matthews,	Tate,
Drake,	Meadows,	Tumlin,
Donaldson,	Nash,	Turnipseed,
Duncan,	Nunn,	Vinson,
Fincanon,	Parke,	Warren, of Quitman,
Flournoy,	Paulk,	Welchel,
Fowler,	Penland,	Wilcher,
Gober,	Perkins, of	Williams, of Morgan.
	Cherokee,	

Those voting in the negative, are Messrs:

Allen, of Hart,	Costin,	Haren,
Allen, of Jasper,	Cunningham,	Harrison, of
Atkins,	Davis,	Franklin,
Ayer,	Ellis, of Gilmer,	Hillyer,
Beard,	Evans,	Hopkins,
Belcher,	Fitzpatrick,	Houston,
Bethune,	Floyd,	Hughes,
Bryant,	Franks,	Joiner,
Caldwell,	Fyall,	Johnson, of Towns,
Campbell,	Gardner,	Lane,
Carpenter,	Golden,	Lastinger,
Carson,	Hall, of Bulloch,	Lee,
Chambers,	Hall, of Meriwether,	Lumpkin,
Colby,	Hamilton,	Madden,

Maxwell,	Price,	Smith, of Muscogee,
Maull,	Prudden,	Taliaferro,
Moore,	Read,	Tweedy,
O'Neal, of Lowndes,	Rice,	Warren, of Burke,
O'Niel, of Baldwin,	Richardson,	Watkins,
Osgood,	Salter,	Williams, of
Page,	Smith, of Charlton,	Haralson.
Porter,	Smith, of Ware,	

Ayes, 60. Nays, 63.

Mr. Hall, of Meriwether, Chairman of the Finance Committee, reported the following :

Mr. Speaker: We, the Committee on Finance, have had under consideration the following bills, to-wit:

A bill to be entitled "An act to exempt the land of James Good, of the county of Newton, from taxation," which they recommend do not pass. Also,

A bill to be entitled "An act to exempt men in this State, who have but one arm or leg, from paying poll tax," which they recommend do not pass.

(W. H. F. HALL,
Chairman Finance Committee.

The following message was received from his Excellency, the Governor, by Mr. Davis, his Secretary, to-wit:

Mr. Speaker: The Governor has approved and signed the resolution authorizing the Superintendent of the Western and Atlantic Railroad to pay Ransom Montgomery five hundred and sixty-two dollars and fifty cents, for services rendered said road, and to provide a home for him during life.

The following message was received from the Senate through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate has passed a joint resolution that the two Houses meet in the Hall of the House of Representatives, on Thursday next, at 11 o'clock, A. M., and proceed to the election of Secretary of State, Comptroller General, Treasurer and State Printer, in which they ask the concurrence of the House, and which I am directed to transmit forthwith to this branch of the General Assembly.

Mr. Flournoy moved that the Judiciary Committee be instructed to prepare a Relief Bill by Tuesday next.

The rules were suspended, and the resolution to appoint a special committee on the subject of relief, was taken up, read and adopted.

Mr. Sisson moved that said resolution be sent forthwith to the Senate: said motion prevailed.

The following joint resolution was taken up and concurred in, to-wit: That the two Houses meet in the Hall of the

House on Thursday next, at 11 o'clock, A. M., and proceed to the election of Secretary of State, Comptroller General, Treasurer and State Printer.

Mr. Price, of Lumpkin, moved to suspend the rules, to read a second time the bill incorporating the Georgia Air Line Railroad Company, and conferring upon it certain powers and privileges; said motion prevailed, and the bill was referred to the Committee on Agriculture and Internal Improvements, and 200 copies ordered to be printed for the use of the House.

Mr. Scott, of Floyd, moved to suspend the rules, to read a second time the bill fixing and establishing the salaries of the Judges of the Supreme and Superior Courts, Solicitors General, Secretary of State, Comptroller General and Treasurer; said motion prevailed, and said bill was committed.

Mr. Ballanger, of Floyd, moved a suspension of the rules, that the bill making an appropriation to the Deaf and Dumb Asylum might be read a second time; said motion prevailed, and said bill referred to the Committee on the Deaf and Dumb Asylum.

Mr. O'Neal, of Lowndes, reported a bill to be entitled an act to provide for the election of justices of the peace, throughout this State, and to prescribe the time and manner of ordering the same.

The rule being suspended, Mr. Ballanger, of Floyd, by consent of the House, was transferred from the Committee on the Lunatic Asylum to the Committee on the Deaf and Dumb Asylum.

The Clerk then proceeded to call the roll of counties, when Mr. Bradford, of Wilkes, reported a bill amendatory of sections 4322 and 4330 of the Code.

Mr. Hamilton, of Scriven, reported a bill to be entitled an act to provide for the election of Mayor and a Board of Aldermen for the city of Savannah.

Mr. Bethune, of Talbot, reported a bill to relieve J. J. Stallings, executor of S. Gibson.

Mr. Darnell, of Pickens, reported a bill to amend an act entitled an act to alter and amend the Road Laws of Georgia.

Also, a bill to allow James M. Richards, of the county of Pickens and State of Georgia, to practice medicine and charge for the same, without license.

Mr. Gardner, of Warren, offered a resolution to instruct the Committee on the Asylum for the Blind.

Mr. Fyall, of Macon, offered a resolution to harmonize Irwin's Code with the new Constitution.

Mr. Duncan, of Houston, offered a resolution calling for the appointment of an Emigration Committee.

Mr. Hall, of Meriwether, offered a resolution of instruction to the Finance Committee.

Mr. Duncan, of Houston, reported a bill to carry into effect the seventh section of the Constitution of Georgia; 200 copies of said bill were ordered printed.

Also, a bill for the relief of executors and administrators, etc.

Mr. Maull, of Muscogee, reported a bill to protect growing crops from levies and sale under foreclosure of mortgage, and to encourage cultivation of mortgage crops.

Mr. Hall, of Glynn, reported a bill to appropriate a fund for removing obstructions from the Savannah river, between the cities of Augusta and Savannah.

Mr. Parke, of Gwinnett, reported a bill to be entitled an act to authorize the payment of certain claims against the Western and Atlantic Railroad.

Mr. Hall, of Glynn, reported a bill to incorporate the Brunswick Gas Light Company.

Also, a memorial, which, without being read, was referred.

Leave of absence was granted to Messrs. Scott, Davis and Hall, of Bulloch, for a few days, on special business.

Also, Messrs. Goff and Bennett, because of sickness.

The House then adjourned until to-morrow 10 o'clock, A. M.

TUESDAY, August 4th, 1868.

10 o'clock, A. M.

The House of Representatives met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

Leave of absence was granted to Mr. Felder, on account of sickness.

Mr. O'Neal, of Lowndes, Chairman of the Committee on the Judiciary, made the following report:

Mr. Speaker: In behalf of the Committee to whose consideration the bills were referred, I am directed, by the Judiciary Committee, to report the following bills as having been duly considered and favorably passed upon by your Committee, and they recommend the same to be so acted upon by your honorable body:

A bill to be entitled "An act to grant certain rights and privileges to the Metropolitan Steam Fire Engine Company, of the city of Savannah."

An act to be entitled "An act to relieve Wm. S. Moughon,

of the county of Bibb, from double taxation on his Dougherty county plantation, for the year 1867."

A bill to carry into effect section 8, article 2, of the Constitution of Georgia, relating to the sale of spirituous liquors on the days of elections.

A resolution requesting his Excellency, the Governor to order special elections in the counties of Telfair and Irwin.

The Committee beg leave to report adversely to the following :

A bill to alter and amend section 410 of Irwin's Code ; a substitute herewith handed and recommend its passage.

An act for the relief of Sarah W. Budd, a minor of Pulaski county, Georgia.

I am instructed to recommend that the following bills be laid on the table, your committee reporting favorably to the two Senate bills, on the same subject, now pending before this House :

An act to consolidate the offices of Surveyor General and Secretary of State.

A bill to be entitled "An act to fix and establish the salaries of the Supreme and Superior Courts, Secretary of State, Treasurer and Comptroller General," for which they recommend, as a substitute, the Senate bill on the same subject, now before the House.

JOHN W O'NEAL,
Chairman.

The Speaker announced the following as the special Committee on Relief :

Anderson, of Cobb, Chairman ; Tumlin, of Randolph ; Hall, of Meriwether ; Lee, of Newton ; George, of Baker ; Maull, of Muscogee ; Hudson, of Harris ; Lane, of Brooks ; Walthall, of Polk ; O'Neal, of Lowndes.

Leave of Absence was granted to Mr. Perkins, of Cherokee, for a few days, on special business.

Mr. Lane, of Brooks, offered a resolution to appoint a sub-committee of five to visit the Deaf and Dumb Asylum. The rules being suspended, said resolution was taken up, read and adopted.

The committee are Messrs. Lane, of Brooks ; Ballard, of Monroe ; Ballanger, of Floyd ; Smith of Coffee ; Burtz, of Mitchell.

Mr. Shumate, of Whitfield, offered a resolution, providing for the compensation of Major H. J. G. Williams.

Mr. O'Neal, of Lowndes, offered the following resolution, to-wit :

Resolved, That the Clerk of this House have 200 copies of the temporary relief measure printed, as soon as possible,

and transmit, through the mail, one copy to each Sheriff of this State; *Provided*, the same be approved by the Governor. The rules being suspended, said resolution was taken up, read and adopted.

The House then took up the unfinished business of yesterday, the same being the calling of the roll of counties.

Mr. Crawford, of Bartow, offered a resolution relative to elections and returns in this State.

Also, a resolution relative to fraud and mismanagement in elections and returns in this State.

Mr. Hall, of Glynn, reported a bill to incorporate the Brunswick Street Railroad Company.

Mr. Hopkins, of Miller, reported a bill to adjourn to Milledgeville.

Mr. Strickland's, of Paulding, leave of absence was extended, on account of sickness.

Mr. Rawls, of Effingham, reported a bill prescribing the time when costs on suits and actions shall be paid.

Mr. Walthall, of Polk, reported a bill to revive the incorporation of Cedar Town, Polk county.

Mr. Phillips, of Echols, presented the petition of Eli S. Glover, which was referred to the Committee on Privileges and Elections.

Mr. Allen, of Jasper, reported a bill to protect the farmers of said county, against fox hunters.

Mr. Shumate, of Whitfield, reported a bill to carry into effect the 13th section, 5th article of the Constitution, relative to the qualification of jurors. The rules being suspended, 200 copies of said bill were ordered to be printed.

Mr. Crawford, of Bartow, offered a resolution instructing the special committee to report, by bill or otherwise, by the 15th inst. The rules being suspended said resolution was taken up and adopted.

Mr. Joiner presented the communication of G. W. Chat-
ters, contesting the seat of J. H. Barnum; said communication was referred to the Committee on Privileges and Elections.

Mr. Shumate, of Whitfield, moved a suspension of the rules, in order to take up the bill consolidating certain offices; said motion prevailed, and said bill was taken up, read a third time and passed.

Also, the Senate bill, fixing the salaries of the Judges of the Supreme and Superior Courts, Solicitors General, etc.

Mr. Warren, of Quitman, moved to amend, by striking out "two hundred and fifty dollars," and inserting "six hundred dollars," for the Attorney General's salary.

Mr. Shumate, of Whitfield, moved to amend by inserting "three hundred and fifty dollars."

Mr. Rawls offered the following as an amendment:

"No one shall be Solicitor General, unless he has practiced law five years in this State."

The previous question being called for, Mr. Shumate's motion was sustained, and said bill was taken up, read the third time and passed.

The bill providing for the election of a Mayor and Board of Aldermen for the city of Savannah, was taken up and read a second time.

Motion was made to make it the special order for to-morrow 12 o'clock, M.

Mr. Bryant, of Richmond, moved to refer said bill to a Standing Committee on Corporations, to be appointed by the Speaker.

The yeas and nays being demanded on said motion, resulted in yeas, 68; nays, 69; so the motion was lost.

Those voting in the affirmative are Messrs:

Allen, of Hart,	Gardner,	Osgood,
Allen, of Jasper,	Golden,	Page,
Ayer,	Hall, of	Porter,
Barnes,	Meriwether,	Perkins, of
Beard,	Haren,	Dawson,
Belcher,	Harrison, of	Prudden,
Bethune,	Hancock,	Read,
Bryant,	Higdon,	Rice,
Caldwell,	Hillyer,	Richardson,
Campbell,	Hopkins,	Salter,
Carpenter,	Houston,	Scroggins,
Carson,	Joiner,	Sewell,
Chambers,	Johnson, of Towns,	Sims,
Claiborne,	Lane,	Smith, of Charlton,
Clower,	Lee,	Smith, of Muscogee,
Colby,	Lumpkin,	Stone,
Costin,	McCormick,	Tweedy,
Cunningham,	Madden,	Watkins,
Darnell,	Madison,	Williams, of Harris,
Ellis, of Gilmer,	Maull,	Williams, of
Evans,	Moore,	Haralson,
Fitzpatrick,	Neal,	Williams, of
Floyd,	O'Neal, of	Morgan,
Franks,	Lowndes,	Zellars.
Fyall,	O'Niel, of Baldwin,	

Those voting in the negative, are Messrs:

Anderson,	Ballanger,	Brassell,
Atkins,	Barnum,	Brown,
Ballard,	Bradford,	Burtz,

Butt,	Harper, of Sumter,	Reddish,
Clarke,	Hook,	Rosser,
Cieghorn,	Humber,	Rouse,
Cloud,	Kytle,	Rumph,
Crawford,	Lastinger,	Seale,
Drake,	Long,	Shackleford,
Donaldson,	McArthur,	Shumate,
Duncan,	McCullough,	Sisson,
Ellis, of Spaulding,	Matthews,	Smith, of Coffee,
Fincanon,	Meadows,	Smith, of Ware,
Flournoy,	Nash,	Surrency,
Fowler,	Nunn,	Taliaferro,
George,	Parke,	Tate,
Gober,	Paulk,	Tumlin,
Gray,	Penland,	Turnipseed,
Gullatt,	Perkins, of	Vinson,
Hall, of Bulloch,	Cherokee,	Walthal,
Hamilton,	Phillips,	Warren of Quitman,
Harrison, of	Price,	Welchel,
Franklin,	Rainey,	Wilcher.
Harris,	Rawls,	
Ayes 68 ; Nays 69.		

Mr. Bryant moved that said bill be referred to the Committee on Privileges and Elections.

The ayes and nays being demanded, on said motion, resulted in ayes, 66 ; nays, 69 ; so the motion was lost.

Those voting in the affirmative, are [Messrs :

Allen, of Hart,	Franks,	Osgood,
Allen, of Jasper,	Fyall,	Page,
Ayer,	Gardner,	Perkins, of Dawson,
Barnes,	Golden,	Porter,
Beard,	Hall, of Meriwether,	Prudden,
Belcher,	Haren,	Read,
Bethune,	Harrison, of	Rice,
Bryant,	Hancock,	Richardson,
Caldwell,	Hillyer,	Salter,
Campbell,	Houston,	Scroggins,
Carpenter,	Joiner,	Sewell,
Carson,	Johnson, of Towns,	Sims,
Chambers,	Lane,	Smith, of Charlton,
Claiborne,	Lee,	Smith, of Muscogee,
Clower,	Lumpkin,	Stone,
Colby,	McCormick,	Tweedy,
Cunningham,	Madden,	Watkins,
Costin,	Madison,	Williams, of Harris.
Darnell,	Maul,	Williams, of
Ellis, of Gilmer,	Moore,	Haralson,
Evans,	Neal,	Williams, of
Fitzpatrick,	O'Neal, of Lowndes,	Morgan,
Floyd,	O'Niel, of Baldwin,	Zellars.

Those voting in the negative, are Messrs :

Anderson,	Hall, of Bulloch,	Rainey,
Atkins,	Hamilton,	Rawls,
Ballard,	Harrison, of	Reddish,
Ballanger,	Franklin,	Rosser,
Barnum,	Harris,	Rouse,
Bradford,	Harper, of Sumter,	Rumph,
Brassell,	Higdon,	Seale,
Brown,	Hook,	Sewell,
Burtz,	Humber,	Shackleford,
Butt,	Kytle,	Shumate,
Clarke,	Lastinger,	Sisson,
Cleghorn,	Long,	Smith, of Coffee,
Cloud,	McArthur,	Smith, of Ware,
Crawford,	McCullough,	Surrency,
Drake,	Matthews,	Taliaferro,
Donaldson,	Meadows,	Tate,
Duncan,	Nash,	Tumlin,
Ellis, of Spaulding,	Nunn,	Turnipseed,
Fincanon,	Parke,	Vinson,
Flournoy,	Paulk,	Walthal,
Fowler,	Penland,	Warren, of
George,	Perkins, of	Quitman,
Gober,	Cherokee,	Welchel,
Gray,	Phillips,	Wilcher.
Gullatt,	Price,	

Ayes 66 ; Nays 69.

Mr. Bryant then moved that said bill be referred to the Judiciary Committee ; pending said motion, the House adjourned.

WEDNESDAY, Aug. 5, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Quillian.

Mr. Bryant, of Richmond, moved to reconsider so much of the Journal of yesterday as relates to the House refusing to refer the bill providing for the election of certain municipal officers in the city of Savannah, to the Standing Committee on Corporations.

Mr. Rice, of Columbia, called for the previous question ; the yeas and nays being demanded, resulted in ayes, 72 ; nays, 70. So the call was sustained.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Gardner,	Osgood,
Allen, of Jasper,	Golden,	Perkins, of Dawson,
Ayer,	Hall, of Meriwether,	Porter,
Barnes,	Haren,	Powell,
Beard,	Harrison, of	Prudden,
Belcher,	Hancock,	Read,
Bethune,	Harden,	Rice,
Bryant,	Hillyer,	Richardson,
Caldwell,	Holden,	Salter,
Campbell,	Hopkins,	Scroggins,
Carpenter,	Houston,	Sewell,
Carson,	Joiner,	Sims,
Chambers,	Johnson, of Towns,	Smith, of Charlton,
Claiborne,	Lane,	Smith, of Muscogee,
Clover,	Lee,	Stone,
Colby,	Lumpkin,	Turner,
Costin,	McCormick,	Tweedy,
Cunningham,	Madden,	Warren, of Burke,
Darnell,	Madison,	Watkins,
Ellis, of Gilmer,	Maxwell,	Williams, of Harris,
Evans,	Maull,	Williams, of
Fitzpatrick,	Moore,	Haralson,
Floyd,	Neal,	Williams, of
Franks,	O'Neal, of Lowndes,	Morgan,
Fyall,	O'Niel, of Baldwin,	Zellars.

Those voting in the negative, are Messrs :

Anderson,	Gullatt,	Paulk,
Atkins,	Hamilton,	Penland,
Ballard,	Harkness,	Perkins, of
Ballanger,	Harrison, of	Cherokee,
Barnum,	Franklin,	Phillips,
Bradford,	Harris,	Price,
Brassell,	Harper, of Sumter,	Rainey,
Brown,	Higdon,	Rawls,
Burtz,	Hook,	Reddish,
Butt,	Humber,	Rosser,
Clarke,	Kellogg,	Rouse,
Cleghorn,	Kytle,	Rumph,
Crawford,	Long,	Seale,
Drake,	McArthur,	Shackleford,
Donaldson,	McCullough,	Shumate,
Duncan,	McDougald,	Smith, of Coffee,
Ellis, of Spaulding,	Matthews,	Smith, of Ware,
Felder,	Meadows,	Sorrells,
Fincanon,	Nash,	Surrency,
Fowler,	Nisbet,	Taliaferro,
George,	Nunn,	Tate,
Gray,	Parke,	Tumlin,

Turnipseed,	Walthal,	Welchel,
Vinson,	Warren, of Quitman,	Wilcher.

Ayes, 70 ; nays, 72.

The main question being called for, the yeas and nays were demanded, and resulted in ayes 71 ; nays 69. So the main question was sustained.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Gardner,	O'Niel, of Baldwin,
Allen, of Jasper,	Golden,	Osgood,
Ayer,	Haren,	Perkins, of Dawson,
Barnes,	Harrison, of	Porter,
Beard,	Hancock,	Powell,
Belcher,	Harden,	Prudden,
Bethune,	Hillyer,	Read,
Bryant,	Holden,	Rice,
Caldwell,	Hopkins,	Richardson,
Campbell,	Houston,	Salter,
Carpenter,	Hughes,	Scroggins,
Carson,	Joiner,	Sims,
Chambers,	Johnson, of Towns,	Smith, of Charlton,
Claiborne,	Lane,	Smith, of Muscogee,
Clower,	Lee,	Stone,
Colby,	Lumpkin,	Turner,
Costin,	McCormick,	Tweedy,
Cunningham,	Madden,	Warren, of Burke,
Darnell,	Madison,	Watkins,
Ellis, of Gilmer,	Maxwell,	Williams, of Harris,
Evans,	Maull,	Williams, of
Fitzpatrick,	Moore,	Haralson,
Floyd,	Neal,	Williams, of Morgan,
Franks,	O'Neal, of Lowndes,	Zellars.
Fyall,		

Those voting in the negative, are Messrs :

Anderson,	Felder,	Kytle,
Atkins,	Fincanon,	Long,
Ballard,	Fowler,	McArthur,
Ballanger,	George,	McCullough,
Barnum,	Gray,	McDougald,
Bradford,	Gullatt,	Matthews,
Brassell,	Hamilton,	Meadows,
Brown,	Harkness,	Nash,
Burtz,	Harrison, of	Nisbet,
Butt,	Franklin,	Nunn,
Clarke,	Harris,	Parke,
Cleghorn,	Harper, of Sumter,	Paulk,
Crawford,	Higdon,	Penland,
Drake,	Hook,	Perkins, of
Duncan,	Humber,	Cherokee,
Ellis, of Spaulding,	Kellogg,	Phillips,

Price,	Shackleford,	Tumlin,
Rainey,	Shumate,	Turnipseed,
Rawls,	Smith, of Coffee,	Vinson,
Reddish,	Smith, of Ware,	Walthal,
Rosser,	Sorrells,	Warren, of Quitman,
Rouse,	Surrency,	Welchel,
Rumph,	Taliaferro,	Wilcher.
Seale,	Tate,	

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate has concurred in a resolution of the House to appoint a committee to consider the subject of Relief, and that the Senate be requested to appoint a committee to confer with the committee of the House, and has appointed as said committee Messrs. Nunnally, Harris, Nesbit, Smith, (of the 36th,) Fain, Sherman and Jones.

The Senate has adopted a resolution, in which they ask the concurrence of the House, that a committee of three be appointed by the Senate, with such committee as may be appointed by the House, to look into and investigate the condition of the stock which the State holds in the Atlantic and Gulf Railroad, and report the same to the Senate and House; and that said committee have power to send for persons and papers: and I am instructed to transmit the same forthwith to this branch of the General Assembly; the committee, on the part of the Senate are Messrs. Smith, (of the 7th,) Burns, and Colman.

Mr. Bryant, of Richmond, moved that the Speaker appoint a Standing Committee on Corporations; said motion prevailed.

Mr. Phillips, Chairman of the Committee on Agriculture and Internal Improvements, made the following report:

To the Honorable, the Speaker and House of Representatives of the State of Georgia, in General Assembly convened:

The Committee to whom was submitted a bill entitled "An act to amend an act to incorporate the Georgia Air Line Railroad Company, and confer certain powers and privileges therein mentioned, and the acts amendatory thereto," beg leave to submit the following report:

That we have carefully examined the charter of the company in this State, and of the Air Line Railroad Companies in North and South Carolina, and find in the original charters in North and South Carolina the same provisions asked for in this bill, and as we find that it would be of great benefit to the companies that their charters should be uniform in the said States, and as the road will be one of incalculable benefit to this State, it being a connecting link in a great through trunk line between the North and South, and in the

great Southern Pacific Railroad, and will develop a large portion of Georgia hitherto unprovided with railroad facilities, and that in order to secure capital abroad, and to insure the early completion of said road, a liberal policy must be adopted by this State on works of this character, and as we find nothing in this bill repugnant to the Constitution and laws of this State, or of the United States, and as we find that it will greatly facilitate the early commencement and completion of this great work, we cheerfully and earnestly recommend that your honorable body approve and pass this act at as early a day as possible.

All of which is respectfully submitted.

R. W. PHILLIPS,

Ch'mn Committee on Agriculture and Internal Improvement.

Mr. Holden, Chairman of the Committee on Enrollment, submitted the following report:

Mr. Holden, Chairman of the Committee on Enrollment, reports as duly enrolled and signed by the President of the Senate, and now ready for the signature of the Speaker of the House of Representatives, the following resolutions, to-wit:

A resolution to suspend levies and sales, under executions, in this State, until the General Assembly now in session shall take final action upon the Relief and Homestead measures in the Constitution of said State. Also,

Joint resolution that the two Houses meet in the Hall of the House of Representatives on Thursday next, at 11 o'clock, A. M., and proceed to the election of Secretary of State, Comptroller General, Treasurer and State Printer.

Mr. O'Neal, of Lowndes, Chairman of the Judiciary Committee, submitted the following report:

Mr. Speaker: The Judiciary Committee have had the following bills under consideration, and submit their report as follows:

A bill to reorganize and consolidate the militia districts of Pulaski county, Georgia. The Committee recommend that this bill do not pass.

A bill to be entitled "An act to amend the charter of Young America Fire Company in the city of Columbus, and to extend to it certain privileges." The Committee recommend that this bill do not pass.

An act to authorize Thomas K. McDonald, the present clerk elect of the Superior Court of Whitfield county, to practice law in counties other than Whitfield. The Committee recommend that this bill do pass.

JOHN W. O'NEAL,
Chairman.

Mr. O'Neal, of Lowndes, moved to refer the bill providing for the election of certain municipal officers for the city of Savannah, to the Committee on Corporations. Said motion prevailed.

The following joint resolution was taken up, to-wit: That a committee of three be appointed by the Senate, with such committee as may be appointed by the House, to look into and investigate the condition of the stock which the State holds in the Atlantic and Gulf Railroad.

Mr. Lane, of Brooks, offered the following amendment, which was agreed to.

And be it further resolved, That a committee of five be appointed from the House of Representatives, to co-operate with the committee appointed by the Senate for the purpose aforesaid; and then the Senate resolution was concurred in.

Mr. Tumlin, of Randolph, offered a resolution relative to the cessation of military authority in this State. Not taken up.

Mr. Anderson, of Cobb, offered a resolution relative to the District Judge and Solicitor of the various Senatorial District of this State.

Mr. Tumlin, of Randolph, reported a bill to be entitled an act to authorize Columbus W. Gregory to peddle without license.

Mr. Allen, of Jasper, reported a bill regulating elections in said county.

The Speaker announced the following as the committee to act with the Senate committee in looking into the condition of the stock held by the State in the Atlantic and Gulf Railroad: Messrs. Lane, Rawls, Carson, Johnson of Towns, Price.

Mr. Maull, of Muscogee, reported a bill amendatory of an act to incorporate the town of Columbus.

The following bills were read a second time and committed, to-wit:

A bill for the relief of Daniel W. Sanders.

Also, a bill to be entitled an act to alter and amend the (4761) and (4767) sections of the Code relative to the powers and rights of the corporation of the city of Savannah.

Also, a bill to authorize Thomas H. McDonald, the present Clerk elect of the Superior Court of Whitfield county, to practice law in counties other than Whitfield.

Also, a bill to prevent the holding of Ordinary's and Clerk's Court at the same time.

Also, a bill to continue in force the jury system now in force in this State, as provided in Irwin's Code, until the plan proposed in the new Constitution shall go into operation. Said bill was referred to the Judiciary Committee.

Also, a bill to be entitled an act to extend the incorporation of the German Fire Company, of Savannah. Said bill was referred to the Committee on Manufactures.

Also, a bill to be entitled an act to remove the county site of Bulloch county, and for other purposes.

Also, the following bills, which were referred to the Judiciary Committee, to-wit:

A bill to define and punish duelling.

Also, a bill to be entitled an act to authorize R. F. Kendrick, of the county of Calhoun, to practice physic and collect his fees for the same.

Also, a bill to carry into effect the 14th section of the 5th article of the Constitution.

Also, an application for charter for the Georgia Mutual Fire and Life Insurance Company.

Also, a bill to change the lines between the counties of Green and Taliaferro. Said bill was referred to the Committee on New Counties and County Lines.

Also, a bill to encourage Internal Improvements, Railroads, Manufactures, etc. Said bill was referred to the Committee on Agriculture and Internal Improvements.

The following bills were read a second time, and referred to the Judiciary Committee, to-wit:

A bill to consolidate the offices of Receiver of Tax Returns and Tax Collector of Charlton county.

Also, a bill to be entitled an act to authorize the administrator of Lazarus Summerlin, deceased, to sell certain lands belonging to the estate of said deceased, in Newton county.

Also, a bill to reduce the bond of the Sheriff of Habersham county.

Also, a bill to repeal so much of sections 919, 930, 939 of Irwin's Code of Georgia, as relates to the election of Tax Receivers and Tax Collectors, and compensation therefor, and to provide for the receiving and collecting of State and county taxes by special contract; to define the mode and manner of making and enforcing said contracts; the duties and liabilities of said contractors, and the manner of settling therewith.

Also, an act to be entitled an act to exempt from taxation all foreign capital invested in the manufacture of cotton, wool, or other fibrous material. Said act ordered to be engrossed.

Also, a bill extending State aid to the Air Line Railroad from Fulton county, called Georgia Air Line Railroad. Said bill was referred to the Finance Committee.

The following bills were read a second time and committed:

A bill to allow F. F. Taber, of the county of Bibb, to practice medicine in the State of Georgia, and collect fees therefor.

Also, a bill to be entitled an act to change the time of holding the Superior Court of the county of Catoosa.

Also, a bill to be entitled an act to authorize the Governor to appoint a Tax Receiver to fill a vacancy occasioned by the death of Wm. R. Hopkins.

The following bills were read a second time, and referred to the Committee on the Judiciary.

A bill to incorporate the Fire and Marine Insurance Company of Georgia.

Also, an act to amend section 1429 of the Code of Georgia.

Also, a bill providing for the distribution of property in certain cases.

Also, a bill to alter and amend an act entitled an act to amend an act entitled an act to incorporate the town of Marthasville, in the county of DeKalb, passed on the 25th day of December, 1843; and also, to enlarge the boundary of said town, and to incorporate the same under the name of the City of Atlanta, and to change the name of the town of Rome, to that of the City of Rome; to provide for the election of a Mayor and City Councilmen, and other officers of said cities, and to confer upon them certain powers; and for other purposes herein mentioned. Said bill was referred to the Committee on Corporations.

Also, a bill to consolidate and amend the several acts incorporating the town of Lumpkin, in the county of Stewart, and to grant certain privileges to the same.

Also, a bill to be entitled an act to incorporate the Cherokee Manufacturing Company of Floyd county, Georgia. Said bill was ordered to be engrossed.

The following bills were read the second time, and referred to the Judiciary Committee:

A bill amendatory of sections 4332, 4330, of the Code.

Also, a bill to amend an act entitled an act to alter and amend the Road Laws of Georgia.

Also, a bill to relieve J. J. Stallings, executor of S. Gibson.

Also, a bill to protect growing crops from levy and sale under foreclosure of mortgage, and to encourage cultivation of mortgage crops.

Also, a bill to be entitled an act to provide for the speedy and sure collection by Clerks of the Superior Courts of their fees for recording deeds.

Also, a bill to amend 2530 and 2531 sections of the Code of Georgia, for the benefit of indigent, or helpless and dependent adult heirs.

Also, a bill to be entitled an act to compel the collection of the imposed tax due for the year 1867.

Also a bill to amend an act controlling the duties of Tax Receivers.

Also, a bill to alter and amend so much of the section 3174 of Irwin's Code, as relates to the county of Lowndes, as a part of the Southern Judicial Circuit, by removing said county from the Southern Judicial Circuit, into the Brunswick Judicial Circuit, as well as to alter and fix the time of holding the Superior Court in said county, and to provide for the drawing and summoning juries in accordance therewith.

Also, a bill prescribing the time when costs on suits and actions shall be paid.

Also, a bill to make it penal for any person to convey or transfer the same property more than one time.

Also, a bill for the relief of Executors, Administrators, Guardians, etc.

Also, a bill to carry into effect the 7th section of the Constitution of Georgia.

Also, a bill entitled an act to provide for the election of Justices of the Peace throughout the State.

Also, a bill to carry into effect the 13th section of the 5th article of the Constitution relative to jurors.

Also, a bill to be entitled an act to reduce the bond of the Sheriff of the county of Hall.

Also, a bill to authorize the General Assembly to elect certain officers of the Western and Atlantic Railroad, and to define more particularly the duties and powers of the Superintendent.

Also, a bill to be entitled an act to provide for the election of Justices of the Peace and Constables.

Also, a bill to be entitled an act to change the law of Evidence.

Also, a bill to be entitled an act to disfranchise felons, to declare them ineligible to office, and for other purposes herein mentioned.

The following bills were read a second time and committed :

A bill to allow Dr. James M. Richards, of the county of Pickens and State of Georgia, to practice medicine and charge for the same without license.

Also, a bill to incorporate the Brunswick Gas Light Company.

Also, a bill to reduce the bond of the Sheriff of Pulaski county.

Also, a bill to exempt from jury duty certain persons therein named.

Also, a bill to adjourn to Milledgeville.

Also, a bill to incorporate Cedar Town.

The following bills were read a second time and referred to the Committee on Finance.

A bill to be entitled an act to levy an extra tax sufficient to pay each maimed soldier in this State, a sum not less than \$60 per annum.

Also, a bill to be entitled an act to authorize the payment of certain claims against the Western and Atlantic Railroad.

The bills to incorporate the town of Irwin, and to amend the charter of the town of Athens, were read a second time and referred to the Committee on Corporations.

The bill to incorporate the Citizens' Bank, at Dalton, Ga., and to define the privileges of said incorporation, was read a second time, and referred to the committee on Banks.

The bill to allow parties plaintiff to bring suit before Justices of the Peace in certain cases, was read a second time, and ordered to be engrossed.

The bill to be entitled an act to incorporate the Atlanta Classical College for young ladies was read a second time, and referred to the committee on Education.

The bill to protect farmers against fox hunters and other sportsmen was read a second time, and committed.

The petition of Eli S. Glover was read a second time and referred to the committee on Elections.

The bill to incorporate the town of Colquitt was read the second time and ordered to be engrossed.

The following bills were read a second time and referred to the committee on Internal Improvements and Agriculture:

A bill to incorporate the Brunswick Street Railroad Company.

Also, a bill to appropriate a fund for removing obstructions from the Savannah River, between the cities of Augusta and Savannah.

The bill to be entitled an act to fix the salaries of the Comptroller General, and certain other State officers, was read a second time, and withdrawn.

The bill to be entitled an act to amend an act entitled an act to incorporate the Georgia Air Line Railroad Company, and confer on them certain powers and privileges therein mentioned, and approved March 5th, 1856, and acts amendatory thereto; which bill was referred to the committee on Agriculture and Internal Improvements: read a third time and made the special order for Monday next.

Leave of absence was granted to Thomas M. Allen, of Jasper, Mr. Harper, of Sumter, and Ballard, Colby, Costin, Hook, Gober and Rice, for a few days, on special business.

Also, to Messrs. Tweedy and Rouse, from Thursday next, for a few days, on special business.

Also, to Messrs. Page and Hughes, on account of sickness in their families.

Also, to Mr. Sisson, of Fulton, on account of a sudden death in his family, for this day only, August 5th, 1868.

Also, to Mr. Tate, of Elbert, for a few days, on special business, after Friday ;

When the House adjourned until to-morrow morning, 10 o'clock.

THURSDAY, August 6th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

Mr. Crawford, of Bartow, moved a reconsideration of so much of the Journal of yesterday, as relates to the action of the House in ordering to be engrossed, the bill to incorporate the Cherokee Manufacturing Company, of Georgia, etc.; which motion was lost.

Mr. Lee, Chairman of the Committee on Manufactures, submitted the following report:

Mr. Speaker: The Committee on Manufactures, to whom was referred the bill to extend the corporation of the German Fire Company, of Savannah, have had the same under consideration and beg leave to report adversely to the passage thereof, upon the ground that the Legislature has no power, under the Constitution, to grant such privileges, but the Constitution gives such powers to the Courts.

Mr. Anderson, of Cobb, offered a resolution providing for holding two sessions each day, which the House refused to take up.

Mr. Barnum, of Stewart, offered a resolution referring all bills to authorize persons to practice medicine without license, to a special committee, composed of five physicians, who shall examine into the merits of such applicants ; which was taken up, read and adopted.

The committee appointed under said resolution are Messrs. Barnum, Fowler, Bell, Gober and Drake.

Mr. Golden, of Liberty, reported a bill to fix the salaries of District Judges and District Attorneys, in the 2d Senatorial District.

Mr. Darnell, of Pickens, reported a bill to allow Rowland W Ingram, of the county of Pickens, to practice medicine in

the counties of Pickens and Cherokee, and charge for the same, without license.

Also, a bill to repeal an act entitled "An act to relieve certain officers and soldiers, of the army of the late Confederate States, from certain disabilities."

Mr. Shumate, of Whitfield, reported a bill to reorganize the judicial government of the city of Augusta.

Mr. Rainey, of Schley, reported a bill to relieve Seaborn Montgomery, and securities upon the bond of Henry L. Tison, Tax Collector of Schley County, so far as relates to the Convention tax.

Mr. Williams, of Morgan, reported a bill to encourage immigration, and to improve the unequaled natural advantages of the State.

Mr. Gullatt, of Fulton, reported a bill to amend the charter of the Atlanta Street Railroad Company, to change its name, to lend the aid of the State thereto, to confer banking powers and privileges upon the same and for other purposes.

Mr. Duncan, of Houston reported a bill to make uniform, all election tickets used at elections in this State.

Mr. Parke, of Gwinnett, reported a bill to incorporate the People's Life Insurance Company of Georgia.

Mr. Wilcher, of Taylor, reported a bill to change the line between the counties of Taylor and Macon.

On motion of Mr. Harper, of Terrell, the use of the Hall was tendered to Mr. Day, a New Churchman, for the purpose of delivering an address to-night.

Mr. O'Neal, of Lowndes, offered the following resolution; which the House refused to take up:

Resolved, That the House hold two sessions daily, as follows: meet at 9 o'clock, A. M., adjourn at 12, M.; meet at 3, P. M., adjourn at 5, P. M.

Mr. Nisbet, of Dade, a bill to be entitled "An act to alter and amend an act entitled an act to incorporate Oglethorpe University at Midway," assented to December 21st, 1835.

Mr. Shumate, of Whitfield, an act to incorporate the Southern Life Insurance Company.

Leave of absence was granted to the following gentlemen for a few days, after to-day, on special business, to-wit: Maxwell, of Henry; Barnum, of Stewart; Brassell, of Fayette; Osgood, of Chatham; Salter, of Bulloch; Richardson, of Clark; Gardner, of Warren; Harrison, of Hancock; Crawford, of Bartow; Allen, of Jasper, and to Mr. Williams, of Morgan, for Saturday next, and to Mr. Meadows, of Johnson, after Saturday next.

On motion of Mr. Price, the Clerk was directed to inform the Senate that the House is now ready to receive them in

their Hall to go into the election for State House officers and a State Printer.

The Senate then attended, in the Representative Hall, and the General Assembly proceeded with an election of a Secretary of State, the members voting *viva voce*, and on receiving and adding up the vote it appeared that

Mr. D. G. Cotting	had received	103 votes
Mr. N. C. Barnett	"	90 "
Mr. Thos. A. Swearingin	"	2 "

Those voting for Mr. Cotting, are Messrs.

SENATORS :

Adkins,	Dickey,	Richardson,
Bowers,	Griffin, (6th Dist.)	Sherman,
Bradley,	Harris,	Smith, (7th Dist.)
Brock,	Higbee,	Smith, (36th Dist.)
Campbell,	Hungerford,	Speer,
Colman,	Jones,	Stringer,
Conley,	Merrill,	Wallace,
Corbitt,	McWhorter,	Welch.

Those voting for Mr. Barnett are Messrs.

Anderson,	Hicks,	Nisbet,
Burns,	Hinton,	Nunnally,
Candler,	Holcombe,	Wellborn,
Collier,	McArthur,	Winn.
Fain,	McCutchen,	
Graham,	Moore,	

Voting for Mr. Swearnigin : Bruton, Jordan.

Those voting for Mr. Cotting, are Messrs.

REPRESENTATIVES :

Allen, of Hart,	Chambers,	Harden,
Allen, of Jasper,	Claiborne,	Hillyer,
Ayer,	Clower,	Holden,
Barnes,	Colby,	Hooks,
Beard,	Costin,	Hopkins,
Belcher,	Cunningham,	Houston,
Bell,	Darnell,	Hughes,
Bethune,	Ellis, of Gilmer,	Joiner,
Bradford,	Fitzpatrick,	Johnson, of Towns,
Bryant,	Floyd,	Lane,
Buchan,	Franks,	Lastinger,
Caldwell,	Fyall,	Lee,
Campbell,	Hall, of Meriwether,	Linder,
Carpenter,	Hamilton,	Lumpkin,
Carson,	Haren,	McCormick,
Gardner,	Harrison, of	Madden,
Golden,	Hancock,	Madison,

Maxwell,	Read,	Stone,
Mauil,	Rice,	Turner,
Moore,	Richardson,	Tweedy,
Neal,	Salter,	Warren, of Burke,
O'Neal, of Lowndes,	Scroggins,	Williams, of Harris,
O'Niel, of Baldwin,	Sewell,	Williams, of
Osgood,	Sims,	Haralson,
Perkins, of Dawson,	Smith of Charlton,	Williams of Morgan,
Porter,	Smith, of Muscogee,	Zellars.
Prudden,		

Those voting for Mr. Barnett are Messrs :

Anderson,	Hall, of Glynn,	Perkins, of
Atkins,	Harkness,	Cherokee,
Ballard,	Harrison, of	Phillips,
Ballanger,	Franklin,	Price,
Barnum,	Harris,	Rainey,
Brassell,	Harper, of Sumter,	Rawls,
Brown,	Harper, of Terrell,	Reddish,
Burtz,	Higdon,	Rosser,
Butt,	Hook,	Rouse,
Clarke,	Humber,	Rumph,
Cleghorn,	Johnson, of Wilcox,	Seale,
Cloud,	Kellogg,	Shackleford,
Crawford,	Kytile,	Shumate,
Drake,	Long,	Sisson,
Donaldson,	McArthur,	Smith, of Coffee,
Duncan,	McCullough,	Smith, of Ware,
Ellis, of	McDougald,	Sorrels,
Spaulding,	Matthews,	Surrency,
Felder,	Meadows,	Taliaferro,
Fincanon,	Nash,	Tate,
Flournoy,	Nisbet,	Tumlin,
Fowler,	Nunn,	Vinson,
George,	Parke,	Walthal,
Gober,	Paulk,	Warren, of Quitman,
Gray,	Penland,	Welchel,
Gullatt,		Wilcher.

Cotting, 102; Barnett, 90; Swearingin, 2.

The Speaker paired of with Hudson, of Harris; Turnipseed with Page, of Lee, and Watkins with Williams, of Dooly.

Mr. D. G. Cotting having received a majority of the whole number of votes polled, he was declared duly elected Secretary of State for the term prescribed in the Constitution.

The General Assembly then proceeded with the election of a Comptroller General, the members voting *viva voce*, and on receiving and adding up the vote, it appeared that Mr. Mad-

ison Bell had received 102 votes, Mr. Peterson Thweatt, 90 votes.

Those who voted for Mr. Bell are Messrs.

SENATORS:

Adkins,	Dickey,	Sherman,
Bowers,	Griffin, (6th Dist.,)	Smith, (7th Dist.,)
Bradley,	Harris,	Smith, (36th Dist.,)
Brock,	Higbee,	Speer,
Bruton,	Hungerford,	Stringer,
Campbell,	Jones,	Wallace,
Colman,	Merrill,	Welch.
Conley,	McWhorter,	
Corbitt,	Richardson,	

Those who voted for Mr. Thweatt, are Messrs :

Anderson,	Hicks,	Moore,
Burns,	Hinton,	Nisbet,
Candler,	Holcombe,	Nunnally,
Collier,	Jordan,	Wellborn,
Fain,	McArthur,	Winn.
Graham,	McCutchen,	

Those who voted for Mr. Bell, are Messrs:

REPRESENTATIVES:

Allen, of Hart,	Franks,	Moore,
Allen, of Jasper,	Fyall,	Neal,
Ayer,	Gardner,	O'Neal, of Lowndes,
Barnes,	Golden,	O'Niel, of Baldwin,
Beard,	Hall, of Meriwether,	Osgood,
Belcher,	Haren,	Perkins, of Dawson,
Bell,	Harrison, of	Porter,
Bethune,	Franklin,	Prudden,
Bradford,	Harrison, of	Read,
Brassell,	Hancock,	Rice,
Bryant,	Harden,	Richardson,
Buchan,	Hillyer,	Salter,
Caldwell,	Holden,	Scroggins,
Campbell,	Hooks,	Sewell,
Carpenter,	Houston,	Sims,
Carson,	Hughes,	Smith, of Charlton,
Chambers,	Joiner,	Smith, of Muscogee,
Claiborne,	Johnson, of Towns,	Stone,
Clower,	Lastinger,	Turner,
Colby,	Lee,	Tweedy,
Costin,	Linder,	Warren, of Burke.
Cunningham,	Lumpkin,	Welchel,
Darnell,	McCormick,	Williams, of Harris,
Ellis, of Gilmer,	Madden,	Williams, of
Evans,	Madison,	Haralson,
Fitzpatrick,	Maxwell,	Zellars.
Floyd,	Maull,	

Those who voted for Mr. Thweatt, are Messrs :

Anderson,	Hamilton,	Perkins, of
Atkins,	Harkness,	Cherokec,
Ballard,	Harris,	Phillips,
Ballanger,	Harper, of Sumter,	Price,
Barnum,	Harper, of Terrell,	Rainey,
Brown,	Higdon,	Rawls,
Burtz,	Hook,	Reddish,
Butt,	Hopkins,	Rosser,
Clarke,	Humber,	Rouse,
Cleghorn,	Johnson, of Wilcox,	Rumph,
Cloud,	Kellogg,	Seale,
Crawford,	Kytile,	Shackleford,
Drake,	Long,	Shumate,
Donaldson,	McArthur,	Sisson,
Duncan,	McCullough,	Smith, of Coffee,
Ellis, of Spaulding,	McDougald,	Smith, of Ware,
Felder,	Matthews,	Sorrells,
Fincanon,	Meadows,	Surrency,
Flournoy,	Nash,	Taliaferro,
Fowler,	Nisbet,	Tate,
George,	Nunn,	Tumlin,
Gober,	Parke,	Vinson,
Gray,	Paulk,	Walthal,
Gullatt,	Penland,	Warren, of Quitman,
Hall, of Glynn,		Wilcher.

Bell, 102; Thweatt, 91.

Mr. Madison Bell having received a majority of the whole number of votes polled, he was declared duly elected Comptroller General for the term prescribed in the Constitution.

The General Assembly then proceeded with the election of a State Treasurer, and on receiving and adding up the vote, it appeared that Mr. N. L. Angier had received 101 votes, and Mr. W. A. Williams 92 votes.

Those who voted for Mr. Angier, are Messrs.

SENATORS:

Adkins,	Griffin, (6th Dist.,)	Smith, (7th Dist.,)
Bowers,	Harris,	Smith, (36th Dist.,)
Bradley,	Higbee,	Speer,
Brock,	Hungerford,	Stringer,
Bruton,	Jones,	Wallace,
Campbell,	Merrill,	Welch,
Colman,	McWhorter,	Mr. President.
Corbitt,	Richardson,	
Dickey,	Sherman,	

Those who voted for Mr. Williams, are Messrs :

Anderson,	Hicks,	Nisbet,
Burns,	Hinton,	Nunnally,
Candler,	Holcombe,	Wellborn,
Collier,	McArthur,	Winn.
Fain,	McCutchen,	
Graham,	Moore,	

Those who voted for Mr. Angier, are Messrs.

REPRESENTATIVES :

Allen, of Hart,	Fyall,	O'Neal, of Lowndes,
Allen, of Jasper,	Gardner,	O'Niel, of Baldwin,
Ayer,	Golden,	Osgood,
Barnes,	Hall, of Meriwether,	Perkins, of Dawson,
Beard,	Haren,	Porter,
Belcher,	Harrison, of	Prudden,
Bell,	Hancock,	Read,
Bethune,	Harden,	Rice,
Bradford,	Hillyer,	Richardson,
Bryant,	Holden,	Salter,
Buchan,	Hooks,	Scroggins,
Caldwell,	Hopkins,	Sewell,
Campbell,	Houston,	Sims,
Carpenter,	Hughes,	Smith, of Charlton,
Carson,	Joiner,	Smith of Muscogee,
Chambers,	Johnson, of Towns,	Stone,
Claiborne,	Lane,	Turner,
Clower,	Lastinger,	Tweedy,
Colby,	Lee,	Warren, of Burke,
Costin,	Linder,	Williams, of Harris,
Cunningham,	Lumpkin,	Williams, of
Darnell,	McCormick,	Haralson,
Ellis, of Gilmer,	Madden,	Williams, of
Evans,	Madison,	Morgan,
Fitzpatrick,	Maxwell,	Zellars.
Floyd,	Moore,	
Franks,	Neal,	

Those who voted for Mr. Williams, are Messrs :

Anderson,	Crawford,	Gullatt,
Atkins,	Drake,	Hall, of Glynn,
Ballard,	Donaldson,	Hamilton,
Ballanger,	Duncan,	Harkness,
Barnum,	Ellis, of Spaulding,	Harrison, of
Brassell,	Felder,	Franklin,
Brown,	Fincanon,	Harris,
Burtz,	Flournoy,	Harper, of Sumter,
Butt,	Fowler,	Harper, of Terrell,
Clarke,	George,	Higdon,
Cleghorn,	Gober,	Hook,
Cloud,	Gray,	Humber,

Johnson of Wilcox,	Perkins, of	Smith, of Coffee,
Kellogg,	Cherokee,	Smith, of Ware,
Kytle,	Phillips,	Sorrells,
Long,	Price,	Surrency,
McArthur,	Rainey,	Taliaferro,
McCullough,	Rawls,	Tate,
McDougald,	Reddish,	Tumlin,
Matthews,	Rosser,	Turnipseed,
Meadows,	Rouse,	Vinson,
Nash,	Rumph,	Walthal,
Nisbet,	Seale,	Warren, of
Nunn,	Shackleford,	Quitman,
Parke,	Shumate,	Welchel,
Paulk,	Sisson,	Wilcher.
Penland,		

Angier, 101 ; Williams, 92.

Mr. N. L. Angier having received a majority of the whole number of votes polled, he was declared duly elected State Treasurer for the term prescribed by the Constitution.

The General Assembly then proceeded with the election of a State Printer, and on receiving and adding up the vote, it appeared that Mr. Samuel Bard had received 99 votes, Mr. J. W. Burke 93 votes, Mr. Reid 1 vote, and Mr. Bryant 1 vote.

Those voting for Mr. Bard, are Messrs.

SENATORS:

Adkins,	Griffin, (6th Dist.,)	Sherman,
Bowers,	Harris,	Smith, (7th Dist.,)
Bradley,	Higbee,	Smith, (36th Dist.,)
Brock,	Hungerford,	Speer,
Campbell,	Jones,	Stringer,
Colman,	Merrill,	Wallace,
Corbitt,	McWhorter,	Welch,
Dickey,	Richardson,	Mr. President.

Those voting for Mr. Burke, are Messrs :

Anderson,	Graham,	Moore,
Bruton,	Hicks,	Nisbet,
Burns,	Hinton,	Nunnally,
Candler,	Holcombe,	Welborn,
Collier,	McArthur,	Winn.
Fain,	McCutchen,	

Voting for Mr. Reid : Jordan.

Those voting for Mr. Bard, are Messrs.

REPRESENTATIVES:

Allen, of Hart,	Barnes,	Bell,
Allen, of Jasper,	Beard,	Bethune,
Ayer,	Belcher,	Bradford,

Bryant,	Harrison, of	Osgood,
Buchan,	Hancock,	Perkins, of Dawson,
Caldwell,	Harden,	Porter,
Campbell,	Hillyer,	Prudden,
Carpenter,	Holden,	Read,
Carson,	Hooks,	Rice,
Chambers,	Hopkins,	Richardson,
Claiborne,	Houston,	Salter,
Clower,	Hughes,	Scroggins,
Colby,	Joiner,	Sewell,
Costin,	Johnson, of Towns,	Sims,
Cunningham,	Lane,	Smith, of Charlton,
Darnell,	Lastinger,	Smith, of Muscogee,
Ellis, of Gilmer,	Lee,	Stone,
Evans,	Linder,	Turner,
Fitzpatrick,	Lumpkin,	Tweedy,
Floyd,	McCormick,	Warren, of Burke,
Franks,	Madden,	Williams, of Harris,
Fyall,	Maxwell,	Williams, of
Gardner,	Moore,	Haralson,
Golden,	Neal,	Williams, of Morgan,
Hall, of Meriwether,	O'Neal, of Lowndes,	Zellars.
Haren,	O'Niel, of Baldwin,	

Those voting for Mr. Burke, are Messrs :

Anderson,	Harkness,	Phillips,
Atkins,	Harrison, of	Price,
Ballard,	Franklin,	Rainey,
Ballanger,	Harris,	Rawls,
Barnum,	Harper, of Sumter,	Reddish,
Brassell,	Harper, of Terrell,	Rosser,
Brown,	Higdon,	Rouse,
Butt,	Hook,	Rumph,
Clarke,	Humber,	Seale,
Cleghorn,	Johnson, of Wilcox,	Shackleford,
Cloud,	Kellogg,	Shumate,
Crawford,	Kytle,	Sisson,
Drake,	Long,	Smith, of Coffee,
Donaldson,	McArthur,	Smith, of Ware,
Duncan,	McCullough,	Sorrells,
Ellis, of Spaulding,	McDonald,	Surrency,
Felder,	Matthews,	Taliaferro,
Fincanon,	Meadows,	Tate,
Flournoy,	Nash,	Tumlin,
Fowler,	Nisbet,	Turnipseed,
George,	Nunn,	Vinson,
Gober,	Parke,	Walthal,
Gray,	Paulk,	Warren, of Quitman,
Gullatt,	Penland,	Welchel,
Hall, of Glynn,	Perkins, of	Wilcher.
Hamilton,	Cherokee,	

Voting for Mr. Bryant: Madison.

Bard, 99; Burke, 93; Reid, 1; Bryant, 1.

Mr. Samuel Bard having received a majority of the whole number of votes polled, was declared duly elected State Printer for the term prescribed by the Constitution.

On motion, the Senate repaired to their chamber, and the House adjourned until 10 o'clock to-morrow morning.

FRIDAY, August 7th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

The Speaker announced the standing Committee on Corporations as follows:

Lane, of Brooks, Chairman, Rawls, Bryant, Shumate, J. W. O'Neal, Crawford, W. H. Hall, Sisson, Caldwell, Madison, Flournoy, Holden, Tumlin, Rice and Turner.

Mr. Phillips, Chairman of the Committee on Agriculture, submitted the following report

To the Honorable Speaker and Members of the

House of Representatives in General Assembly convened:

The committee to whom was referred a "bill" to incorporate the "Georgia Mutual Life Insurance Company," beg leave to submit the following report:

1st. We recommend that the bill do not pass. Because there is no original guaranteed capital stock subscribed by the said proposed Corporation. Neither have we any evidence of the solvency or insolvency of the parties who propose to constitute this body, politic and corporate.

2d. Because the bill does not state how many applicants shall have entered into agreements for insurance before said Company commences business.

3d. Because the policy holders of the various classes of one, two, three, five, seven, ten and fifteen thousand members cannot be protected in the absence of a guaranteed capital stock.

4th. Because section six of said bill directs that if any member of said Company dies, the surviving members of that class to which deceased belonged, shall be required, within thirty days, to make payment at the agency to which

he may belong, of his mortuary fee and his annual dues; and if any member shall fail to do so within thirty days thereafter, he shall cease to be a member of the Company, and shall forfeit the amount which he may previously have paid; which your committee regards as being illiberal and unjust. All of which is respectfully submitted.

R. W PHILLIPS, Chairman,
Agricultural and Internal Improvement Committee.

August 7th, 1868.

*To the Honorable Speaker and Members of the
House of Representatives in General Assembly convened:*

As Chairman of Agriculture and Internal Improvement Committee, I beg leave to report that we recommend as a final settlement of the question of Insurance in this State, the passage of the following bills:

A bill entitled "An act to define the liability of all Insurance Companies which may hereafter be incorporated by the Legislature of this State."

Also, a bill entitled "An act to define the liability and duties of Agents of all Insurance Companies not incorporated in this State."

Respectfully submitted,

R. W PHILLIPS, Chairman
Of Committee on Agriculture and Internal Improvement.

August 8th, 1868.

The Clerk proceeded to call the roll of counties, when Mr. Turnipseed, of Clay, reported a bill to change the line between the counties of Clay and Calhoun.

Mr. Turner, of Bibb, reported a bill to be entitled an act to extend an act approved December the 30th, 1847, and for other purposes therein mentioned.

Mr. Fowler, of Catoosa, reported a bill to compel plaintiffs, in *ft. fas.*, to pay in advance the fees for advertising levies in certain cases.

Mr. Phillips, of Echols, reported a bill to define the liability and duties of Agents of all Insurance Companies not incorporated in this State.

Also, a bill to define the liability of all Insurance Companies, which may hereafter be incorporated by the Legislature of this State, except the Georgia Masonic Mutual Life Insurance Company; amount of original guaranteed Capital Stock required; the general rules to be observed, etc.

On motion of Mr. Turner, 200 copies of said bill were ordered to be printed for the use of the House.

Mr. Brassell, of Fayette, reported a bill to repeal an act

prohibiting the sale of spirituous liquors in the town of Fayetteville.

Mr. Ballanger, of Floyd, reported a bill to change the line between the counties of Floyd and Gordon.

Mr. Taliaferro, of Fulton, reported a bill for the relief of James A. Miller, of the county of Fulton.

Mr. Madison, of Lincoln, reported a bill to prevent unlawful living and cohabiting together.

Mr. Seale, of Pike, reported a bill to regulate the bonds of county officers in this State.

Also, a bill to change section 1456 of Irwin's Code of Georgia, so as to require worm fences to be four feet high.

Mr. Tweedy, of Richmond, reported a bill to authorize the municipal authorities of the various towns and cities in this State to license pawnbrokers, to define their powers and privileges, and for other purposes, etc.

Mr. Tumlin, of Randolph, reported a bill to relieve the people of this State for four years from taxation.

Mr. Ellis, of Spaulding, reported a bill for the relief of freedmen and physicians.

Mr. Belcher, of Wilkes, reported a bill to regulate the amount of official bonds of the county of Wilkes, and the mode of taking the same.

Mr. Harper, of Terrell, reported a bill to require the Judges of the Superior Courts, of each judicial district, to hold four terms in each county a year.

Mr. Welcher, of Taylor, presented a memorial from a large number of the citizens of Talbot county, showing that John T. Costin is not a resident of said county of Talbot, and therefore not entitled to a seat as a Representative from said county, which was read and referred to the Committee on Privileges and Elections.

Mr. McCullough, of Jones, offered a resolution extending leave of absence to the Sub-committee on the Penitentiary, to-wit: Messrs. Hudson, Harper, of Sumter, McCullough, Flournoy, Prudden, Humber and Rawls, for a few days, for the purpose of visiting said institution in order to report its condition to this House.

On motion, the rule was suspended, and said resolution taken up and adopted.

On motion, the rule was suspended, and the resolution for the appointment of a committee, consisting of one from each judicial circuit, to enquire into the propriety of increasing the number of judicial circuits, was taken up. Mr. Bryant moved to lay the resolution upon the table for the present, upon which motion the ayes and nays were required to be recorded, and resulted in ayes, 59; nays, 77.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Fyall,	Osgood,
Ayer,	Golden,	Perkins, of Dawson,
Barnes,	Hall, of Meriwether,	Porter,
Belcher,	Haren,	Prudden,
Bethune,	Harden,	Read,
Bradford,	Hillyer,	Salter,
Brassell,	Holden,	Scroggins,
Bryant,	Hooks,	Sewell,
Buchan,	Houston,	Sims,
Caldwell,	Joiner,	Smith, of Charlton,
Campbell,	Johnson, of Towns,	Smith, of Muscogee,
Carpenter,	Lee,	Stone,
Carson,	Linder,	Turner,
Chambers,	Lumpkin,	Tweedy,
Clower,	McCormick,	Warren, of Burke,
Cunningham,	Madden,	Watkins,
Darnell,	Maull,	Williams, of
Ellis, of Gilmer,	Moore,	Haralson,
Erwin,	O'Neal, of Lowndes,	Zellers.
Floyd,	O'Niel, of Baldwin,	

Those voting in the negative, are Messrs :

Anderson,	Harkness,	Phillips,
Atkins,	Harrison, of	Powell,
Ballanger,	Franklin,	Price,
Brinson,	Harris,	Rainey,
Brown,	Harper, of Terrell,	Rawls,
Burtz,	Higdon,	Reddish,
Butt,	Hudson,	Rosser,
Claiborne,	Humber,	Rumph,
Carke,	Johnson, of Wilcox,	Scott,
Cleghorn,	Kellogg,	Seale,
Cloud,	Kytle,	Shackleford,
Crawford,	Lane,	Shumate,
Drake,	Lastinger,	Sisson,
Donaldson,	Long,	Smith, of Coffee,
Duncan,	McArthur,	Smith, of Ware,
Ellis, of Spaulding,	McCullough,	Sorrells,
Felder,	McDougald,	Surrency,
Fincanon,	Madison,	Taliaferro,
Flournoy,	Matthews,	Tumlin,
Fowler,	Nash,	Turnipseed,
George,	Neal,	Vinson,
Gober,	Nisbet,	Walthal,
Goff,	Nunn,	Warren, of
Gray,	Parke,	Quitman,
Gullatt,	Paulk,	Welchel,
Hall, of Glynn,	Penland,	Wilcher.
Hamilton,		

Ayes, 59 ; nays, 77. So the motion was lost.

The question then recurred upon the adoption of the resolution; the previous question was called and sustained, and upon the adoption of the resolution, the yeas and nays were required to be recorded, and resulted in yeas, 79, and nays 55.

Those voting in the affirmative, are Messrs :

Anderson,	Hall, of Glynn,	Penland,
Atkins,	Hamilton,	Phillips,
Ballanger,	Harkness,	Powell,
Bradford,	Harrison, of	Price,
Brinson,	Franklin,	Rainey,
Brown,	Harris,	Rawls,
Burtz,	Harper, of Terrell,	Reddish,
Butt,	Higdon,	Rosser,
Claiborne,	Hudson,	Rumph,
Clark,	Humber,	Scott,
Cleghorn,	Johnson, of Wilcox,	Seale,
Cloud,	Kellogg,	Shackleford,
Crawford,	Kyle,	Shumate,
Drake,	Lastinger,	Sisson,
Donaldson,	Linder,	Smith, of Coffee,
Duncan,	Long,	Smith, of Ware,
Ellis, of Spaulding,	McArthur,	Sorrells,
Felder,	McCullough,	Surrency,
Fincanon,	McDougald,	Taliaferro,
Flournoy,	Madison,	Tumlin,
Fowler,	Matthews,	Turnipseed,
George,	Nash,	Vinson,
Gober,	Nisbet,	Walthal,
Goff,	Nunn,	Warren, of Quitman,
Gray,	Parke,	Welchel,
Gullatt,	Paulk,	Wilcher.

Those voting in the negative, are Messrs :

Allen, of Hart,	Golden,	Osgood,
Ayer,	Hall, of Meriwether,	Perkins, of
Barnes,	Haren,	Dawson,
Belcher,	Harden,	Porter,
Bethune,	Hillyer,	Prudden,
Brassell,	Holden,	Read,
Bryant,	Hooks,	Salter,
Buchan,	Houston,	Scroggins,
Caldwell,	Johnson, of Towns,	Sewell,
Campbell,	Lane,	Sims,
Carpenter,	Lee,	Smith, of Charlton,
Carson,	Lumpkin,	Smith, of Muscogee,
Chambers,	McCormick,	Stone,
Cunningham,	Madden,	Tweedy,
Darnell,	Maul,	Warren, of Burke,
Ellis, of Gilmer,	Moore,	Watkins,
Floyd,	Neal,	Williams, of Morgan,
Fyall,	O'Niel, of Baldwin,	Zellars.

Ayes, 79. Nays, 55. So the resolution was adopted.

Mr. Harper, of Terrell, reported a bill to lay out and organize six additional Judicial Circuits in this State.

Mr. Rosser, of Webster, reported a bill to prevent intermarriage of white with colored persons, etc.

The House took up the resolution requesting his Excellency, the Governor, to order special elections in the counties of Irwin and Telfair, which was read and adopted.

Mr. Williams, of Morgan, reported a bill to provide for the collection of debts in certain cases.

The House took up the report of the committee on the bill to prohibit the sale of spirituous liquors on days of election.

The report of the committee was agreed to ; the bill was read the third time and passed, and ordered sent, forthwith, to the Senate.

Mr. Smith, of Charlton, offered a resolution instructing the Committee on Agriculture and Internal Improvements, to inquire into the propriety of employing a competent person to make a geological survey of the State, etc.

The House took up the report of the committee on the bill to amend section 410 of Irwin's Code, for which the Committee on the Judiciary had reported a substitute, and which, after discussion thereon, was withdrawn.

The House took up the report of the committee on the bill for the relief of Sarah W. Budd.

The report of the committee was agreed to, which being adverse to the bill, the same was lost.

Mr. O'Neal, Chairman of the Committee on the Judiciary, submitted the following report :

Mr. Speaker : I am directed by the Judiciary Committee, to whom these bills were referred, to make the following report :

"A bill entitled an application for Charter of the Georgia Mutual Fire and Life Insurance Company."

The committee recommend that this bill do not pass: Because, 1st. The privileges in the body of the bill do not conform to the preamble. 2d. No place of location named. 3d. Only thirty days granted to sufferers to give notice of the loss, when sixty (60) days should be allowed. 4th. Only \$5000 required to be paid in, which is too little. 5th. Only sixty days allowed to bring suit, which is too short a time. 6th. Duration of grant too long ; and, finally, banking privileges should not be mixed with Life and Fire Insurance.

"An act to define and punish duelling."

The committee recommend that this bill do not pass, because the Code is sufficiently full on this subject.

"An act to continue in force the jury system of this State, as provided for in Irwin's Code, until the plan proposed in the new Constitution shall go into operation."

The committee recommend that this bill do not pass, because it is merely declaratory of the law now in existence.

"An act to consolidate the offices of Receiver of Tax Returns and Tax Collector for the county of Charlton."

The committee recommend that this bill do pass, with this amendment, that, at the close of section 1, after the word Charlton, this be added: "provided, that he give the bonds required of each."

"A bill to be entitled an act to disfranchise felons; to declare them ineligible to office, and for other purposes therein named."

The committee recommend that this bill do not pass, for the reason that the Constitution is sufficiently full on this subject.

"A bill to be entitled an act to authorize R. F. Kendrick, of the county of Calhoun, to practice physic, and collect his fees for the same."

The committee recommend that this bill be referred to the Special Committee of Physicians.

"A bill to carry into effect the 14th section of the 5th article of the Constitution."

The committee recommend that this bill do not pass, because it confers too much jurisdiction on the Ordinary.

"A bill to be entitled an act to change the law of evidence."

The committee recommend that this bill do pass with the amendment, that, between the words "in all criminal trials," and "in this State," the words, "for a felony," be inserted; and they further recommend that the words, "when the life or liberty of the prisoner is involved," be stricken out.

JOHN W O'NEAL,

Chairman.

Leave of absence was granted to Messrs. Darnell, of Pickens, Carson, of Thomas, and Price, of Lumpkin, for a few days, on special business, and to Mr. Caldwell, of Troup, and Mr. Haren, for to-morrow, to Mr. Joiner, after Thursday next, and to Mr. Harden, of Newton, and Beard, of Richmond, on account of sickness.

Mr. Bryant moved that when the House adjourn, it do adjourn until 10 o'clock, Monday next, which motion was lost.

On motion of Mr. Tumlin, of Randolph, the House adjourned until 10 o'clock, to-morrow morning.

SATURDAY, Aug. 8th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

Leave of absence was granted to the following gentlemen for a few days on important business, to-wit: Messrs. Floyd, of Morgan, Welch, of Hall, Ballanger, of Floyd, Fowler, of Catoosa, Harrison, of Franklin, Taliaferro, of Fulton, Fyall and James Allen.

Mr. O'Neal, of Lowndes, offered a resolution authorizing the Clerk to draw from the Treasurer a sum sufficient to meet contingent expenses for printing, postage, stationery, etc., which was taken up, read and adopted.

Mr. Hall, Chairman of the Committee on Finance, submitted the following report:

Mr. Speaker: The Committee on Finance have had under consideration a bill to be entitled "An act to authorize the payment of certain claims against the Western and Atlantic Railroad," and recommend that it do pass.

(Signed)

W. H. F. HALL,
Chairman.

Mr. Flournoy presented a memorial from the City Council of Milledgeville as to the seat of government, which was read and referred to the Committee on Public Buildings.

Mr. Bell, of Banks, offered a resolution setting apart certain rooms in the building now occupied by the General Assembly, for the use of State House officers, committees, clerks, etc., which, on motion, was taken up, read and adopted.

Mr. Gullatt, of Fulton, offered a resolution authorizing the Secretary of State, Secretary of the Treasury, and Comptroller General, to proceed to Milledgeville, and have brought to Atlanta all furniture and fixtures appertaining to their offices, and the clerk be authorized to furnish all missing fixtures and furniture, which, on motion, was taken up, read and adopted, and ordered to be sent to the Senate.

Mr. Crawford, of Bartow, reported a bill to incorporate the town of Kingston, in the county of Bartow, and provide for the election of Commissioners of the same.

Mr. Cloud, of Clayton, offered a resolution to change the rule of the House on the subject of new counties and county lines.

The bill to exempt from jury duty certain persons therein named, was taken up, and on motion, indefinitely postponed.

The House took up the resolution for the distribution of Irwin's Code.

Mr. Shumate offered a substitute, which was received and adopted.

Mr. Tumlin, of Randolph, offered a resolution denying the eligibility of colored men to seats upon the floor of the House.

The House took up the report of the committee on the bill to be entitled "An act to change the law of evidence."

On motion of Mr. Anderson, of Cobb, the report was laid on the table for the present.

The House took up the report of the committee on the bill to incorporate the Cherokee Manufacturing Company, of Floyd county, Georgia, which, on motion, was referred to the Committee on Manufactures.

The bill to reduce the bonds of the Sheriff of Pulaski county, was taken up and referred to the Committee on the Judiciary.

The bill to allow F F Taber, of the county of Bibb, to practice medicine, and collect fees for the same, was taken up and referred to the special committee to whom similar bills had been referred.

The House took up the engrossed bill to incorporate the town of Colquitt, which was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Georgia Mutual Insurance Company, and for other purposes.

The report of the committee was agreed to, which being adverse to the bill, the same was lost.

The bill to reorganize and consolidate the militia districts of Pulaski county, was taken up, and, on motion, laid on the table for the present.

The House took up the report of the committee on the bill to relieve Wm. S. Moughon, of the county of Bibb, from double taxation, on his Dougherty county plantation, for the year 1867.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to exempt from the payment of poll-taxes persons who have lost an arm or a leg.

Mr. O'Neal, of Lowndes, moved to amend by inserting the words "whose taxable property does not exceed \$3,500."

Mr. Befhune, of Talbot, moved to amend by inserting, after the word "property," the words "of himself and wife," which was agreed to, the amendment, as amended, was agreed to, the report of the committee, as amended, was then agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the

bill to grant certain rights and privileges to the Metropolitan Fire Engine Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the charter of the Young America Fire Company in the city of Columbus, and to extend to it certain privileges.

The report of the committee was agreed to, and the same being adverse to the bill, it was lost.

The House took up the report of the committee on the bill to authorize Thomas K. McDonald, the present Clerk elect, of the Superior Court, of Whitfield county, to practice law in counties other than Whitfield.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Long, of Carroll, offered a resolution declaring it to be the sense of this body that it is disrespectful to members introducing matter, for others to attempt to give direction thereto.

The House took up the bill to prevent the holding of the offices of clerk and ordinary by the same person, which, on motion, was referred to the Committee on the Judiciary.

Mr. Phillips, of Echols, offered a resolution requesting the Joint Committee of the two Houses on Public Printing to examine and report whether any additional legislation is necessary upon the subject of State Printer.

Mr. Anderson moved to suspend the rule to take up said resolution; which motion was lost.

Mr. Turner, of Bibb, offered a resolution declaring the Hon. Wm. M. Tumlin, of the county of Randolph, ineligible to a seat in the House.

On motion the House adjourned until 10 o'clock, Monday next.

MONDAY, August 10th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Brantley.

On motion of Mr. Phillips, of Echols, the House reconsidered so much of the Journal of Saturday as relates to the loss of the bill to incorporate the Georgia Mutual Life Insurance Company.

On motion of Mr. Holden, of Taliaferro, the House reconsidered so much of the Journal of Saturday as relates to the loss of the bill to change the law of evidence, etc.

The following message was received from his Excellency, the Governor, by Mr. de Graffenreid, his Secretary, to-wit :

Mr. Speaker : I am directed by his Excellency, the Governor, to transmit to the House of Representatives a communication in writing:

EXECUTIVE DEPARTMENT, }
Atlanta, Georgia, August 10th, 1868. }

To the House of Representatives :

The following resolution :

“Resolved, That the Clerk of this House be, and he is hereby authorized to draw from the State Treasury a sum sufficient to meet contingent expenses, for printing, postage, stationery and other things ; and that he be charged with an account for the same, on final settlement,” is respectfully returned with the remark that there is no limit to the amount for which the Clerk is authorized to draw upon the Treasurer, nor is authority given the Executive to draw the necessary warrant.

Your attention is respectfully called to the 5th paragraph of the 80th section, Revised Code, which requires the Secretary of State to “provide all fuel, lights, servants or other contingents necessary for the General Assembly ; also, all stationery for their use, and shall report the amount of the same to the Finance Committee of the House of Representatives before the adjournment of the session.”

RUFUS B. BULLOCK,
Governor.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have concurred in a House resolution requiring the Secretary of State, Comptroller General

and Treasurer, to keep their offices in the building occupied by the General Assembly, and setting apart the rooms therefor.

Also, the Senate have concurred in a House resolution authorizing the State House officers to proceed to Milledgeville and have brought to Atlanta all furniture appertaining to their offices.

Mr. Hall, or Meriwether, Chairman of the Committee on Finance, submitted the following report:

Mr. Speaker : The Committee on Finance have had under consideration a bill to be entitled an act to levy an extra tax sufficient to pay each maimed soldier in this State a sum not less than sixty dollars annually, and recommend that it do not pass.

(Signed)

W. H. F. HALL,
Chairman.

Mr. Duncan, of Houston, offered a resolution for the appointment of a committee to inquire what legislation is necessary for the protection of the State in the endorsement of the bonds of the Macon & Brunswick Railroad Company.

Mr. Hall, of Meriwether, offered a resolution expressive of the thanks of the General Assembly, for food, clothing and money heretofore furnished the destitute of this State by benevolent associations, individuals, etc., of other States.

The Clerk proceeded with the call of the roll of counties, when Mr. Phillips, of Echols, offered a resolution to authorize the Secretary of State, the Comptroller General and the State Treasurer, to employ additional clerical force for certain purposes.

Mr. Brown, of Washington, reported a bill to be entitled an act to amend an act passed November 12th, 1866, amending the charter of the town of Sandersville, in the county of Washington, and to vest certain powers in the Commissioners thereof.

Mr. Bethune, of Talbot, reported a bill to amend article 410 of Irwin's Code.

Mr. Harper, of Terrell, offered a resolution for the appointment of a special committee to confer with the City Council of Atlanta, and reduce the contract between Atlanta and the State, in regard to the Capitol buildings, etc., to writing.

On motion said resolution was taken up and made the special order for Monday next.

Mr. Harper, of Terrell, reported a bill to alter and amend the first section of article ten of the Constitution of this State.

Mr. Holden, of Taliaferro, reported a bill to induce immigration, increase the active capital of the State in mining, manufacturing, banking, internal improvements and agricultural interests, etc.

Mr. Rainey, of Schley, reported a bill to compensate the Ordinaries of this State for administering the amnesty oath.

Mr. Hall, of Meriwether, reported a bill to prohibit the practice of carrying concealed weapons in this State.

Mr. Bryant, of Richmond, reported a bill to regulate the publication of legal notices.

Mr. Madison, of Lincoln, reported bill to grant license to faro dealers.

Mr. Hudson, of Harris, offered a resolution adding Mr. Harkness to the sub-committee to visit the penitentiary and requiring L. Carrington, Clerk *pro tempore* of this House, to go with said committee and keep a record of the acts and doings of said committee; which resolution was taken up, read and adopted.

Mr. O'Neal, of Lowndes, reported a bill to increase the number of Judicial Circuits of this State and Judges and Solicitors therefor, as well as to require the holding of four sessions of the Superior Courts per annum.

Also, to increase the pay of Judges and to abolish District Courts.

Mr. Parke, of Gwinnett, reported a bill to appropriate money for the payment of claims of Dr. Matthews.

Mr. Hall, of Glynn, reported a bill to incorporate the Ocean Bank.

Mr. Phillips, of Echols, reported a bill to amend section 1909 of the Code of Georgia, by adding a clause for the more speedy settlement of copartnership dissolved by death.

The following message was received from his Excellency, the Governor, by Mr. Davis, his Secretary, to-wit:

Mr. Speaker: I am directed by his Excellency, the Governor, to transmit to the House of Representatives a communication in writing.

EXECUTIVE DEPARTMENT, }
Atlanta, Georgia, August 10, 1868. }

To the General Assembly:

Your attention is respectfully invited to the necessity for a modification of the 1029th section of the Revised Code, which is as follows:

"The duties of the Public Printer do not begin until the first day of the next session of the General Assembly after his election."

The action of the Legislature of 1865 and 1866 not hav-

ing been recognized as valid by the United States nor by the Constitutional Convention assembled under the authority of that Government, (except in giving validity to acts passed, etc., not inconsistent with the present Constitution,) persons elected to offices by said Legislature cannot now be recognized as legal officers of the State. The Constitutional Convention having re-adopted the section of the Code referred to, the Public Printer elected by the present General Assembly cannot legally enter upon his duties as such until the first day of your next session.

There being therefore no Public Printer for this session, it is respectfully recommended that so much of said section of the Code as prevents that officer from immediately entering upon the discharge of his duties be repealed.

RUFUS B. BULLOCK,
Governor.

Mr. Williams, of Dooly, reported a bill to regulate the costs and fees of justices of the peace and constables, and define their powers and duties in certain cases.

Mr. Nisbet, of Dade, reported a bill to require county officers, who have in charge the county records, to be in person, or by proper representative, in their offices at stated times; also to facilitate the business of these offices.

Mr. Houston, of Bryan, reported a bill to levy an extra tax of five cents per acre on arable cleared land not in cultivation.

Mr. Turnipseed, of Clay, reported a bill to exempt from taxation the property of widows and orphans whose husbands and fathers were killed or died in the war, etc.

Mr. Fitzpatrick, of Bibb, reported a bill to vacate municipal offices of this State, and to provide for the appointment of officers to fill the same until the next regular election, etc.

Mr. Hooks reported a resolution instructing the Judiciary Committee to enquire into the expediency of certain enactments.

Mr. Hillyer, of Camden, offered a resolution for the appointment of a committee to encourage immigration.

Mr. Phillips, of Echols, offered a resolution to provide for the printing of the proceedings of this General Assembly.

Mr. Turnipseed offered a resolution allowing the "Gate City Base Ball Club" to practice two evenings in each week upon the grounds of the State Capitol, which was taken up, read and adopted.

Mr. George, of Baker, offered a resolution instructing the Finance Committee to report a General Tax Bill.

The House took up the report of the committee on the bill to amend an act entitled "An act to incorporate the Georgia Air Line Railroad Company," and to confer on them certain powers and privileges therein mentioned, approved March 5th, 1856, and the acts amended thereto.

The report of the committee was amended, and as amended, agreed to; the bill was read the third time and passed.

The following bills were read the third time and lost, to-wit:

A bill to extend the incorporation of the German Fire Company of Savannah.

Also, a bill to continue in force the jury system of this State, as provided in Irwin's Code, until the plan prepared in the new Constitution shall go into operation.

Also, a bill to define and punish duelling.

Also, a bill to carry into effect the 14th section of the 5th Article of the Constitution.

Mr. Osgood, of Chatham, reported a bill to amend the 4735th section of the Code of Georgia.

The following bills were taken up and referred to the Committee on the Judiciary, to-wit:

A bill to regulate elections in Jasper county.

Also, a bill to alter and amend the 4761st and 4767th sections of the Code, etc.

Also, a bill to authorize the Governor to appoint a Tax Receiver to fill a vacancy occasioned by the death of Wm. R. Hopkins.

Also, a bill to allow parties, plaintiffs, to bring suit upon cases within the jurisdiction of justices' courts, before the justice of the peace or justices whose district, or districts, include the county site, provided the defendants reside in the county.

The House took up the report of the committee on the bill to consolidate the offices of tax receiver and tax collector for the county of Charlton.

The report was amended, and as amended, agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to change the time of holding the Superior Courts for the county of Catoosa. The report was amended so as to include Cherokee Superior Court.

The report, as amended, was agreed to. The bill was read the third time and passed.

The bill to be entitled an act to exempt from taxation all foreign capital invested in the manufacture of cotton, wool, or other fibrous materials, was lost.

The House took up the bill to authorize the payment of

certain claims against the Western and Atlantic Railroad, which, on motion, was laid on the table, for the present.

The bill to allow Dr. James M. Richards, of the county of Pickens, to practice medicine and charge for the same, without license, was referred to the committee to which similar bills had been referred.

Mr. Tweedy, of Richmond, offered a resolution declaring Samuel Bard, the recently elected Public Printer, to be the State Printer from the day of his election.

Mr. Phillips, from the Committee on Agriculture and Internal Improvements, submitted the following report :

Mr. Speaker: The Committee to whom was referred the bill to incorporate the Brunswick Street Railroad Company, recommend that it do pass.

Also, a bill to be entitled an act to appropriate a fund for removing obstructions from Savannah River, between the cities of Savannah and Augusta, which they recommend do not pass.

Also, a bill to encourage internal improvements, to-wit: railroad and manufacturing interests, which they recommend do not pass.

(Signed)

R. W. PHILLIPS,
Chairman.

Leave of absence was granted to Mr. Sims, of Chatham, for a few days, after to-morrow, on special business.

On motion, the House adjourned until 10 o'clock, to-morrow morning.

TUESDAY, Aug. 11, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Brantley.

Mr. Harper, of Terrell, moved a reconsideration of so much of the Journal of yesterday as relates to the adoption of the resolution to authorize the Secretary of State, Comptroller General and State Treasurer to employ additional clerical force, which motion was withdrawn.

The Speaker announced a change in the Committee on Corporations, to-wit: by striking out the name of Mr. Rawls, on account of his being absent, and inserting that of Mr. Hamilton.

Mr. McDougald, Chairman of the Committee on Banks, submitted the following report:

Mr. Speaker: The Committee on Banks have had under consideration the following bill, and recommend that it do pass:

An act to incorporate the Citizens' Bank at Dalton, Ga., and to define the privileges of said incorporation.

W. A. McDOUGALD,
Chairman.

Mr. Fowler, from a special committee, submitted the following report:

The Special Committee to whom was referred all applications to practice medicine without license, having had the same under consideration, beg leave to submit the following report:

WHEREAS, the time-honored profession of medicine is one of incalculable moment to every human being, as in it health and life are involved; *And whereas*, it requires years of elaborate study to qualify one for the grave and responsible duties of a physician, therefore your committee recommend that these applications severally do not pass.

(Signed) FOWLER,
Chairman.

The House took up the report of the committee on the bill to disfranchise felons, to declare them ineligible to office, and for other purposes.

The report was agreed to, and the bill lost.

The House took up the report of the committee on the bill to incorporate the town of Cedartown.

The report of the Committee was agreed to, the bill was read the third time and passed.

The bill to protect farmers from fox hunting was referred to the Committee on the Judiciary.

Leave of absence was granted to the Sub-committee appointed from the Committee on the Deaf and Dumb Asylum for two days after to-morrow, for the purpose of enabling them to visit Cave Spring, the site of the Deaf and Dumb Asylum.

Leave of absence was also granted to Mr. Kytte, who is confined to his bed by sickness.

The bill to incorporate the Brunswick Gas Light Company was referred to the Committee on the Judiciary.

The House took up the report of the committee on the bill to allow F. F. Tabe of the county of Bibb, to practice medicine, and charge and collect for his services.

On motion of Mr. Hall, of Meriwether, the same was indefinitely postponed.

The House took up the report of the committee on the bill to incorporate the Cherokee Manufacturing Company of Floyd county, which, on motion, was postponed, and made the special order for the 14th inst.

The House took up the report of the committee on the bill to authorize R. F. Kendrick, of Calhoun, to practice physic, and collect his fees for the same.

Mr. Harper, of Terrell, moved that the bill be re-referred to the committee, which motion was lost.

The report of the committee was agreed to, the bill was read the third time and lost.

Mr. Crawford, of Bartow, offered the following resolution, to-wit:

WHEREAS, by the Code it is enacted that the duties of the Public Printer do not begin until the first day of the next session of the General Assembly after his election. Therefore be it

Resolved by the Senate and House of Representatives in General Assembly met, That the Secretary of the Senate and the Clerk of the House be directed to turn over the printing of each House to J. W. Burke, who was duly elected at the last session of the General Assembly.

Mr. Sisson, of Fulton, moved a suspension of the rule to take up the resolution, which motion was lost.

Mr. Harper offered a resolution for the appointment of a committee, to join such committee as may be appointed by the Senate, to take into consideration the revision of Irwin's Code, etc.

The House took up the report of the committee on the bill to allow Rowland W. Ingram, of the county of Pickens, to practice medicine in the counties of Pickens and Cherokee, and charge for the same, without license.

The report of the committee was agreed to, which being adverse to the bill, the same was lost.

The House took up the report of the committee on the bill to incorporate the Brunswick Street Railroad Company.

The report of the committee was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. Houston, of Bryan.

The hour of 1 o'clock having arrived, the House adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, August 12th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Knott.

Leave of absence was granted Messrs. O'Neal, of Lowndes, and Kellogg, of Forsyth, on account of sickness; to Mr. Cunningham for a few days on special business; to Mr. Seale for a few days after Friday next, and to Mr. Clark, of DeKalb, for to-morrow and next day.

Mr. Holden, Chairman of the Committee on Enrollment, made the following report:

Mr. Speaker: The Committee on Enrollment, report as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit:

An act to fix the salaries of the Judges of the Supreme and Superior Courts and Solicitors General.

Mr. Shumate, Chairman of the Committee on Judiciary, submitted the following report:

Mr. Speaker: I am directed by the Judiciary Committee to make the following report: "An act to repeal so much of Section — of the Code of Georgia as requires Clerks of the Superior Courts and Inferior Courts of said State, when appointed Administrators, to give bond as such." The Committee recommend that this bill do not pass.

"An act for the relief of Daniel W. Sanders, Young Johnson and Ezekiel Matthews of the county of Crawford." The Committee recommend that the bill do pass.

"An act to authorize the General Assembly of this State to elect the Superintendent, Auditor and Treasurer of the Western & Atlantic Rail Road, and more particularly to define the duties and powers of the Superintendent." The majority of the Committee recommend that this bill do pass as amended.

The Clerk proceeded to call the roll of counties, when Mr. McDougald, of Chattahoochee, reported a bill to provide for the election of Mayor, Aldermen and other municipal officers of Columbus.

Also, a bill to exempt from Jury duty, Physicians of this State.

Mr. Cloud, of Clayton, reported a bill to amend the 4476th Section of the Penal Code.

Mr. Gober, of Cobb, presented a memorial from John Grimes, which was read and referred to the Committee on New Counties and County Lines.

Mr. Fowler, of Catoosa, reported a bill to amend Section 121 of Irwin's Code.

Mr. Turnipseed, of Clay, reported a bill to prevent hunting on the Sabbath day in the county of Clay with dogs, fire-arms or other implements, or the discharge of fire-arms, except in defence of person or property, and to prescribe penalties for the same.

Mr. Long, of Carroll, reported a bill to allow defendants to redeem property sold under executions, and for other purposes.

Mr. Powell, of Decatur, reported a bill to regulate and increase the fees of Justices of the Peace and Constables of the State in certain cases.

Mr. Williams, of Dooley, reported a bill for the relief of Isaiah Williams.

Mr. Sisson, of Fulton, reported a bill to declare the force and effect of contracts made between Building and Loan Associations incorporated by the Superior Courts of this State, and the members thereof.

Also, a bill to be entitled an act to authorize the Universal Life Insurance Company of New York, to make investments in the State of Georgia, and for other purposes.

Mr. Fryer, of Early, reported a bill to declare what length of time shall give Road Commissioners jurisdiction over road hands, and to declare certain persons ineligible to vote at elections.

Mr. Ayer, of Jefferson, reported a bill to allow residents of Jefferson county to retail spirituous liquors at any given place in the same by paying twenty dollars, &c.

Mr. Franks, of Bibb, reported a bill for the relief of B. F. Henry, of the county of Bibb.

Mr. Turner, of Bibb, reported a bill to prevent common carriers from distinguishing between white and colored persons in the quality of accommodations furnished, upon certain conditions, and to prescribe penalties for the same.

Mr. Humber, of Stewart, reported a bill prohibiting persons from selling or bartering from boats or water-crafts on the Chattahoochee river.

Mr. Erwin reported a bill to authorize a survey of lands in the 6th District of Habersham, and for other purposes.

Mr. Warren, of Quitman, reported a bill to change the 1640th section of the Code of Georgia, and to define the fees of Solicitors General in certain cases.

Mr. Cunningham, of Oglethorpe, reported a bill to appropriate money for the purchase of corn for the indigent persons of this State.

Mr. Ellis, of Gilmer, reported a bill to repeal an act enti-

tioned an act to require certain criminal prosecutions to be *nolle prossed*.

Mr. Walthal, of Polk, reported a bill to abolish the lien of judgments upon property so soon as the same is *bona fide* disposed of by the judgment debtor.

Mr. Williams, of Morgan, reported a bill to reconstruct public roads and protect the same.

Mr. Fyall, of Macon, reported a bill for the proper management and ventilation of county jails, &c.

Mr. Bethune, of Talbot, reported a bill to organize a County Court in each county in the 25th Senatorial District, define its jurisdiction, and for other purposes.

Mr. Wilcher, of Taylor, reported a bill to allow William J. McGill, a one-armed man, to peddle in the counties of Taylor and Schley free of license.

Mr. Tweedy, of Richmond, presented a memorial from a number of the citizens of Augusta, which was referred to the committee on Education.

Mr. Madden, of Burke, offered a resolution that in all examinations of the eligibility of members of this House, the question of color shall not be entertained.

Mr. Osgood offered a resolution prescribing a penalty for a violation of the resolution suspending levies and sales under executions.

Mr. Shumate, of Whitfield, reported a bill to fix the venue of suits against the Superintendent of the Western and Atlantic Railroad, and for other purposes.

Mr. Drake, of Upson, reported a bill to alter and amend chapter 3, title 15, part 1, of Irwin's Code, and for other purposes.

The House took up the report of the committee on the bill to repeal so much of section — of the Code of Georgia, as requires Clerks of the Superior and Inferior Courts of said State, when appointed Administrators, to give bond as such.

The report was agreed to. The bill was read the third time and lost.

The House took up the report of the committee upon the bill for the relief of Daniel W. Sanders, Young Johnson, Ezekiel Matthews, of the county of Crawford.

The report of the committee was agreed to. The bill was read the third time, and on its passage the ayes and nays were required to be recorded and resulted in ayes 68, and nays 70.

Those voting in the affirmative, are Messrs :

Anderson,	Goff,	Pepper,
Ballard,	Gray,	Perkins, of
Ballanger,	Gullatt,	Cherokee,
Bell,	Harkness,	Phillips,
Brinson,	Harrison, of	Rainey,
Brown,	Franklin,	Reddish,
Butt,	Harper, of Terrell,	Rosser,
Clarke,	Higdon,	Rumph,
Cleghorn,	Hook,	Scott,
Cloud,	Humber,	Seale,
Cobb,	Johnson, of Wilcox,	Shumate,
Crawford,	Kellogg,	Sisson,
Drake,	Lane,	Smith, of Ware,
Donaldson,	Lee,	Sorrells,
Duncan,	Long,	Strickland,
Ellis, of Spaulding,	McArthur,	Surrency,
Erwin,	McDougald,	Taliaferro,
Felder,	Matthews,	Tumlin,
Fincanon,	Mauil,	Turnipseed,
Ford,	Nash,	Vinson,
Fowler,	Nunn,	Walthal,
Fryer,	Parke,	Wilcher,
George,	Paulk,	Zellars.
Gober,		

Those voting in the negative, are Messrs :

Allen, of Hart,	Floyd,	O'Niel, of Baldwin,
Allen, of Jasper,	Franks,	Osgood,
Ayer,	Fyall,	Perkins, of Dawson,
Barnes,	Gardner,	Porter,
Beard,	Golden,	Read,
Belcher,	Hall, of Glynn,	Rice,
Bethune,	Hall, of Meriwether,	Richardson,
Bradford,	Haren,	Scroggins,
Bryant,	Harrison, of	Sewell,
Buchan,	Hancock,	Sims,
Burtz,	Harden,	Smith, of Charlton,
Caldwell,	Hillyer,	Smith, of Coffee,
Campbell,	Holden,	Smith, of Muscogee,
Carpenter,	Hooks,	Stone,
Carson,	Hopkins,	Turner,
Chambers,	Houston,	Tweedy,
Claiborne,	Joiner,	Warren, of Burke,
Clower,	Johnson, of Towns,	Warren, of
Colby,	Lastinger,	Quitman,
Costin,	Linder,	Watkins,
Cunningham,	Lumpkin,	Williams, of
Darnell,	McCormick,	Haralson,
Davis,	Madden,	Williams, of
Ellis, of Gilmer,	Moore,	Morgan.
Fitzpatrick,	Neal,	

Ayes, 68. Nays, 70. So the bill was lost.

Mr. O'Neal, of Lowndes, reported a bill to be entitled an act to carry into effect the provisions of the Constitution with regard to District Courts in certain Districts in this State, and to abolish the same in other Districts.

The House took up the report of the committee on the bill to authorize the payment of certain claims against the Western and Atlantic Railroad; which, on motion, was postponed and made the special order for Tuesday next.

Leave of absence was granted to Mr. Harper, of Terrell, for one day.

On motion the House adjourned until 10 o'clock to-morrow morning.

THURSDAY, August 13th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Knott.

On motion of Mr. Scott, of Floyd, the House reconsidered so much of the Journal of yesterday as relates to the action of the House in making "the bill to authorize the payment of certain claims against the Western & Atlantic Railroad," the special order for the 14th inst., and, on motion of Mr. Scott, said bill was referred to the Committee on the Judiciary.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate has passed a resolution authorizing his Excellency, the Governor, to issue writs of election as in other cases of vacancy, for members of the House of Representatives and county officers, in the counties of Telfair and Irwin, in which they ask the concurrence of the House, and which I am directed to transmit forthwith to this branch of the General Assembly.

On motion, said resolution was taken up and concurred in.

The House took up the report of the committee on the bill to incorporate the town of Tryon.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to allow Dr. James M. Richards, of the county of Pickens, to practice medicine without license, etc., was read the third time and lost.

The House took up the report of the committee on the bill to incorporate the Citizens' Bank at Dalton, Ga., and to define the privileges of said incorporation.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to fix the pay of grand and petit jurors, and bailiffs, etc., was referred to the Committee on the Judiciary.

The bill to levy an extra tax sufficient to pay each maimed soldier in this State, a sum not less than \$60 per annum, was taken up and laid on the table for the present.

The bill for the relief of James Goode, of the county of Newton, was read the third time and lost.

The bill to reduce the bond of the Sheriff of Clay county, was withdrawn.

The bill to encourage internal improvements, etc., was taken up, and, on motion, referred to the Committee on Agriculture and Internal Improvements.

The House took up the report of the committee on the bill to deprive the Mayor and Marshal of the town of Valdosta, Lowndes county, of any and all fees, and to fix their salaries, which was read the third time and passed.

The bill to declare certain laws of force, etc., was taken up and referred to the Committee on the Judiciary.

Also, the bill to define the liabilities and duties of agents of all Insurance Companies not incorporated in this State.

Also, the bill for the relief of the people of Georgia, was taken up, and referred to the Committee on Relief.

The House took up the report of the committee on the bill to change the law of evidence.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Tweedy, from the Committee on Public Buildings, submitted the following report:

The Committee on Public Buildings, to whom was referred the memorial from the Mayor and Aldermen of the city of Milledgeville, praying this Legislature for the removal of the seat of government back to said city: *recommend*, that no further action be taken on the memorial of the Mayor and Aldermen of the city of Milledgeville, than to authorize the appointment of a sub-committee of four from the Committee on Public Buildings, to proceed to Milledgeville, under such instructions as this House may deem proper.

EPHRAIM TWEEDY,
Chairman.

Mr. Williams, of Morgan, offered a resolution for the appointment of a committee to confer with the officers of the Western & Atlantic Railroad, in regard to certain claims, etc.

The following bills were read the second time, and referred to the Committee on the Judiciary, to-wit:

A bill to repeal an act entitled an act to relieve certain officers and soldiers of the army of the late Confederate States from certain disabilities.

The bill to authorize Columbus W Gregory to peddle without license, was withdrawn.

The following bills were read the second time and referred to the Committee on Agriculture and Internal Improvements, to-wit:

A bill to encourage immigration, and to improve the unequalled natural advantages of the State.

Also, a bill to amend the charter of the Atlanta Street Railroad Company, to change its name, to lend the aid of the State thereto, to confer banking powers and privileges upon the same, and for other purposes.

Mr. Phillips submitted the following report:

To the Honorable, the Speaker and Members of the House of Representatives:

Your Committee to whom was referred the following bills, having had the same under consideration, beg leave to report as follows:

The bill to be entitled "An act to define the liabilities of all Insurance Companies which may hereafter be incorporated by the Legislature of this State, except the Georgia Masonic Mutual Life Insurance Company; the amount of original capital stock required; the general rules to be observed," etc. We recommend that it pass.

The bill to be entitled "An act to incorporate the Georgia Mutual Life Insurance Company," and the amendments thereto. We recommend that it pass as amended.

The bill to be entitled "An act to exempt from taxation all foreign capital invested in the manufacture of cotton, wool, and other fibrous materials," having been amended by striking out ten years, and inserting five years, we recommend that it pass as amended.

All of which is respectfully submitted.

R. W PHILLIPS,

Chm'n Committee on Agriculture and Internal Improvements.

The bill to organize the municipal government of the city of Augusta, was read the second time.

Mr. Madison, of Lincoln, moved to refer the bill to the Committee on the Judiciary, which motion was lost.

Mr. Rice, of Columbia, moved to refer it to the Committee on Corporations, and upon which motion the ayes and nays were required to be recorded, and resulted in ayes 60; nays 78.

Those voting in the affirmative, are Messrs :

Allen, of Jasper,	Floyd,	O'Neal, of Lowndes,
Ayer,	Franks,	O'Niel, of Baldwin,
Barnes,	Fyall,	Osgood,
Beard,	Gardner,	Perkins, of Dawson,
Belcher,	Golden,	Porter,
Bethune,	Hall, of	Read,
Bradford,	Meriwether,	Rice,
Bryant,	Haren,	Richardson,
Buchan,	Harrison, of	Salter,
Caldwell,	Hancock,	Scroggins,
Campbell,	Harden,	Smith, of Charlton,
Carpenter,	Hillyer,	Smith, of
Carson,	Hooks,	Muscogee,
Chambers,	Joiner,	Stone,
Claiborne,	Johnson, of Towns,	Turner,
Clower,	Linder,	Tweedy,
Colby,	Lumpkin,	Warren, of Burke,
Costin,	McCormick,	Watkins,
Cunningham,	Madden,	Williams, of Harris,
Darnell,	Moore,	Williams, of
Ellis, of Gilmer,	Neal,	Haralson.
Fitzpatrick,		

Those voting in the negative, are Messrs :

Anderson,	Hall, of Bulloch,	Perkins, of
Atkins,	Hall, of Glynn,	Cherokee,
Ballard,	Hamilton,	Phillips,
Ballanger,	Harkness,	Rainey,
Brassell,	Harrison, of	Reddish,
Brinson,	Franklin,	Rosser,
Brown,	Harris,	Rumph,
Burtz,	Higdon,	Scott,
Butt,	Hook,	Seale,
Cleghorn,	Hopkins,	Shackleford,
Cloud,	Hudson,	Shumate,
Cobb,	Humber,	Sisson,
Crawford,	Johnson, of Wilcox,	Smith, of Coffee,
Donaldson,	Kellogg,	Smith, of Ware,
Duncan,	Long,	Sorrells,
Ellis, of Spaulding,	McArthur,	Strickland,
Erwin,	McDougald,	Surrency,
Felder,	Madison,	Taliaferro,
Fincanon,	Matthews,	Tumlin,
Ford,	Maull,	Turnipseed,
Fowler,	Nash,	Vinson,
Fryer,	Nisbet,	Walthal,
George,	Nunn,	Warren, of Quitman,
Gober,	Parke,	Wilcher,
Goff,	Paulk,	Williams, of Dooly,
Gray,	Penland,	Zellars.
Gullatt,	Pepper,	

Ayes, 60; nays, 78. So the motion was lost.

The bill was then committed for a third reading, and made the special order for Wednesday next.

The bill to make uniform all election tickets used at elections in this State, was read the second time, and referred to the Committee on Privileges and Elections.

The bill to change the line between the counties of Taylor and Macon, was read the second time, and referred to the Committee on New Counties and County Lines.

Also, a bill to change the line between the counties of Clay and Calhoun.

The bill to alter and amend an act entitled "An act to incorporate Oglethorpe University at Midway," assented to December 21st, 1835, was read second time, and ordered to be engrossed.

The following bills were read the second time, and referred to the Committee on the Judiciary, to-wit:

Also, a bill to incorporate the People's Life Insurance Company of Georgia.

Also, a bill to incorporate the Southern Life Insurance Company.

Also, a bill to compel plaintiffs in *fi. fas.*, to pay in advance the fees for advertising levies in certain cases.

Also, a bill for the relief of James J. Miller, of the county of Fulton.

The following bills were read the second time, and committed for a third reading, to-wit:

A bill to relieve Seaborn Montgomery and others as securities upon the bond of Henry L. Tison, Tax Collector of Schley county, so far as relates to the Convention tax.

A bill to fix the salaries of District Judge and District Attorney in the Second Senatorial District.

Mr. Lee, of Newton, offered a resolution declaring the capitol permanently located in the city of Atlanta, and requesting the Committee on the Penitentiary to report upon the expediency of moving the same.

Leave of absence was granted to Messrs. McDougald, Felder, of Houston, and Smith, of Ware, for a few days, on special business.

Also, to Messrs. Maxwell, Cobb, Pepper and Ellis, to proceed to Milledgeville to examine the State House buildings, etc.

The bill to extend an act, approved December 30th, 1847, and for other purposes, was read the second time, and referred to the Committee on Corporations.

On motion, the House adjourned until 10 o'clock to-morrow morning.

FRIDAY, August 14, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Knott.

The Clerk proceeded to call the roll of the counties, when Mr. Hamilton, of Scriven, reported a bill to incorporate Union Baptist Church, etc., which, on motion of Mr. Bryant, was ruled out of order.

Mr. Hamilton also reported a bill to remove the Penitentiary, and for other purposes.

Mr. Johnson, of Towns, reported a bill to reduce the Sheriff's bonds of Towns county.

Mr. Shumate, of Whitfield, reported a bill to incorporate the Dalton and Morganton Railroad Company.

On motion of Mr. Scott, of Floyd, the rule was suspended, and the House took up the report of the committee on the bill to incorporate the Cherokee Manufacturing Company, of Floyd county, the same being the special order for the day.

Mr. Phillips, of Echols, moved that said bill be referred to the Committee on Agriculture and Internal improvements, and 200 copies ordered printed, which motion prevailed.

Leave of absence was granted to Messrs. Vinson, of Crawford, Maull, of Muscogee, Butt, of Marion, Ellis, of Gilmer, Drake, of Upson, Donaldson, of Gordon.

Mr. Wilcher, of Taylor, reported a bill forbidding the formation and drilling of military companies, and to prescribe a punishment for the same.

Mr. Kellogg, of Forsyth, reported a bill to organize a District Court, define its jurisdiction, and for other purposes.

Mr. Salter, of Pulaski, reported a bill to change the line between the counties of Wilcox and Pulaski.

Mr. Darnell, of Pickens, reported a bill to dispense with the District Court in the Forty-first Senatorial District of this State.

Mr. Strickland, of Paulding, reported a bill to change the residence of John C. Shipp, of the county of Cobb, to the county of Paulding.

Mr. Hall, of Meriwether, reported a bill to change the 7th paragraph of the 1711th section of the Divorce Law.

Mr. Cobb, of Sumter, reported a bill to authorize the formation of a fire company in the city of Americus, to be called the "Wide Awake Fire Company," and to confer on the members thereof certain powers, privileges and exemptions.

Mr. Butt, of Marion, reported a bill to change the line between the counties of Webster and Marion, so as to include

lot of land No. 33 in the 802d district of Webster county, within the county of Marion.

Mr. Rumph, of Wayne, offered a resolution to eject A. A. Bradley, from the House. Mr. Rumph moved a suspension of the rules to take up said resolution, and upon which motion the ayes and nays were required to be recorded, and resulted in ayes, 85; nays, 35.

Those voting in the affirmative, are Messrs :

Anderson,	Hall, of Glynn,	Penland,
Ballard,	Hall, of Meriwether,	Perkins, of
Ballanger,	Hamilton,	Cherokee,
Bennett,	Harrison, of	Phillips,
Bradford,	Franklin,	Rainey,
Brassell,	Harris,	Reddish,
Brinson,	Harper, of Sumter,	Rice,
Brown,	Harper, of Terrell,	Rosser,
Burtz,	Harden,	Rumph,
Butt,	Higdon,	Scott,
Carpenter,	Holden,	Seale,
Carson,	Hook,	Shackleford,
Claiborne,	Hooks,	Shumate,
Cleghorn,	Hudson,	Sisson,
Cloud,	Johnson, of Wilcox,	Smith, of Charlton,
Cobb,	Kellogg,	Sorrells,
Drake,	Lane,	Strickland,
Donaldson,	Lastinger,	Surrency,
Duncan,	Lindsay,	Taliaferro,
Ellis, of Spaulding,	Long,	Tumlin,
Erwin,	McArthur,	Turnipseed,
Felder,	Madison,	Vinson,
Fincanon,	Matthews,	Walthal,
Ford,	Maxwell,	Warren, of
Fowler,	Maul,	Quitman,
Fryer,	Nash,	Wilcher,
George,	Nisbet,	Williams, of
Gober,	Nunn,	Haralson,
Gray,	Page,	Williams, of Morgan,
Gullatt,	Parke,	Zellars.
Hall, of Bulloch,	Paulk,	

Those voting in the negative, are Messrs :

Ayer,	Colby,	Fyall,
Barnes,	Costin,	Gardner,
Beard,	Davis,	Golden,
Belcher,	Ellis, of Gilmer,	Haren,
Bryant,	Fitzpatrick,	Harrison, of
Chambers,	Floyd,	Hancock,
Clower,	Franks,	Hillyer,

Johnson, of Towns,	O'Niel, of Baldwin,	Stone,
Lumpkin,	Porter,	Tweedy,
Madden,	Read,	Warren, of Burke.
Moore,	Smith, of Muscogee,	

Ayes, 84 ; nays, 35. The rule requiring a three-fourth vote to suspend, the motion was lost.

Mr. Holden, from the Committee on Enrollment, submitted the following report :

Mr. Speaker: The Committee on Enrollment report as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following resolution, to-wit :

A resolution authorizing the Governor to issue writs of election, as in other cases of vacancy, for members of the House of Representatives and county officers in the counties of Telfair and Irwin.

Mr. Butt, of Marion, reported a bill to regulate the enforcement of contracts between landlords and laborers.

Mr. Lee, of Newton, offered a resolution adjourning the House until the 19th inst.

Mr. Madison, of Lincoln, reported a bill to define the qualifications of officers, and for other purposes.

Mr. Stone, of Jefferson, offered a bill to exempt the physicians of Jefferson county, from serving on petit and grand juries.

Mr. Felder, of Houston, reported a bill to authorize the Macon and Brunswick Railroad Company to extend a branch of said railroad from the town of Hawkinsville, in the county of Pulaski, to the town of Fort Valley, in the county of Houston ; to apply the rights, privileges and restrictions contained in the several acts of incorporation, and amendments thereof, to said branch as are now conferred by the several acts aforesaid, on the Macon and Brunswick Railroad Company.

Mr. Hudson, of Harris, moved that when this House adjourns, that it do adjourn until 10 o'clock, A. M., Wednesday next ; upon which motion the ayes and nays were required to be recorded, and which resulted in ayes, 76 ; nays, 56.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Butt,	Duncan,
Allen, of Jasper,	Carson,	Ellis, of Gilmer,
Ayer,	Claiborne,	Ellis, of Spaulding,
Barnes,	Cloud,	Evans,
Belcher,	Clower,	Felder,
Bennett,	Colby,	Fitzpatrick,
Bethune,	Costin,	Floyd,
Brinson,	Cunningham,	Franks,

Fryer,	Lee,	Sewell,
Fyall,	Lindsay,	Shackleford,
George,	Lumpkin,	Smith, of Charlton,
Golden,	McArthur,	Smith, of Muscogee,
Gullatt,	McCormick,	Surrency,
Hall, of Glynn,	Matthews,	Taliaferro,
Hall, of Meriwether,	Maxwell,	Tumlin,
Harrison, of	Mauil,	Turnipseed,
Franklin,	Nunn,	Turner,
Harrison, of	O'Neal, of Lowndes,	Vinson,
Hancock,	O'Niel, of Baldwin,	Walthal,
Harris,	Osgood,	Warren, of Burke,
Harper, of Terrell,	Page,	Welcher,
Harden,	Powell,	Wilcher,
Hillyer,	Read,	Williams, of Harris,
Hudson,	Richardson,	Williams, of
Johnson, of Towns,	Scroggins,	Morgan,
Kellogg,	Seale,	Zellars.
Lastinger,		

Those voting in the negative, are Messrs :

Anderson,	Gray,	Perkins, of
Ballanger,	Hall, of Bulloch,	Cherokee,
Barnum,	Hamilton,	Perkins, of Dawson,
Bell,	Haren,	Phillips,
Bradford,	Harper, of Sumter,	Porter,
Brassell,	Higdon,	Rainey,
Brown,	Hook,	Rosser,
Bryant,	Hooks,	Rumph,
Burtz,	Johnson, of Wilcox,	Salter,
Caldwell,	Linder,	Scott,
Carpenter,	Long,	Shumate,
Chambers,	Madden,	Sisson,
Cobb,	Madison,	Sorrells,
Darnell,	Moore,	Stone,
Davis,	Nash,	Tweedy,
Drake,	Neal,	Warren, of
Erwin,	Nisbet,	Quitman,
Fincanon,	Parke,	Watkins,
Ford,	Paulk,	Williams, of
Gardner,	Penland,	Haralson.

Ayes, 76; nays, 56. So the motion prevailed.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have concurred in a resolution of the House, for the appointment of a joint committee to examine the books and papers of the Western & Atlantic Railroad, and have appointed as said committee, on the part of the Senate, Messrs. Smith, of the 36th District, Bruton and Burns.

The following message was received from his Excellency, the Governor, by Mr. Davis, his Secretary, to-wit :

Mr. Speaker : I am directed by the Governor, to deliver to the House of Representatives, a communication in writing, with accompanying documents.

On motion, the message was taken up and read, and is as follows :

EXECUTIVE DEPARTMENT,
ATLANTA, GEORGIA, August 14th, 1868.

To the General Assembly :

The reports of the Provisional Treasurer, and of the Provisional Secretary of State, and Comptroller General, are herewith transmitted for the information of the General Assembly.

I embrace this opportunity to again respectfully invite your attention to the justice of authorizing the payment, to these officers, of the salaries attached to their respective offices. The services rendered, as shown by the reports, are of great value to the State.

RUFUS B. BULLOCK,
Governor.

On motion of Mr. Hudson, of Harris, the message and accompanying documents were referred to the Committee on Finance.

On motion of Mr. O'Neal, of Lowndes, the House took up the resolution authorizing the Clerk to draw a sum from the Treasurer sufficient to pay expenses of printing, for stationery, etc.

On motion of Mr. O'Neal, of Lowndes, the resolution was amended by inserting after the word, "sum," the words, "not exceeding \$1000," which was agreed to, and the resolution, as amended, adopted.

Mr. Phillips, of Echols, reported a resolution providing for holding more sessions, longer ones, etc.

Mr. Rumph, of Wayne, reported a bill to incorporate the Turtle River and Scriven Railroad Company.

Mr. Scott, of Floyd, reported a bill to fix the time for electing representatives from this State to Congress.

Also, a bill to incorporate the Memphis Railroad Company, and to grant certain powers and privileges to the same, and for other purposes.

Mr. Ballard, of Monroe, reported a bill to incorporate the Central and Georgia Mutual Life Insurance Company.

Mr. Hall, of Glynn, reported a bill to incorporate the Manufacturing Marine Railway Commercial and Dry Dock Company of Brunswick.

Mr. Surrency, of Tatnall, reported a bill to authorize John Overstreet, of the county of Appling, to establish a fishery on the Tatnall side of the Altamaha river, etc.

Mr. George, of Baker, reported a bill for the relief of criminals confined in prison in this State for inability to pay costs and fines, and for other purposes.

Mr. Osgood, of Chatham, presented a memorial from the City Council of Savannah.

Mr. Powell, of Decatur, offered a resolution to prevent passengers from passing over the State Road free of charge.

Mr. Hillyer, of Camden, reported a bill to authorize the levy of a specific tax for school purposes in Camden county.

Leave of absence was granted to the committee appointed to visit the Capitol, and report its condition. The name of Mr. Nisbet, of Dade, was added to said committee, in place of Mr. Cobb, and the name of Mr. Hall, of Glynn, in the place of Mr. Pepper.

The hour of adjournment having arrived, the House adjourned until 10 o'clock, A. M., Wednesday next.

WEDNESDAY, August 19th, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment and was opened with prayer by the Rev. Mr. Crumley.

The House took up the resolution allowing the Clerk of the House of Representatives to employ ten additional clerks; which was read and adopted.

Leave of absence was granted to the following gentlemen, to-wit: Mr. Williams, of Morgan, on account of sickness in his family; Mr. Tumlin, of Randolph, on account of sickness; Mr. Atkins, of Oglethorpe, to enable him to visit a sick brother; Mr. Smith, of Coffee, on account of sickness, and to the sub-committees on the Lunatic Asylum and Asylum for the Blind, on Monday next.

Mr. O'Neal, Chairman of the Committee on the Judiciary, submitted the following report:

Mr. Speaker: The Judiciary Committee have had the following bills under consideration, and report as follows:

"A bill to be entitled an act to provide for the speedy and sure collection by Clerks of the Superior Courts, of their fees for recording deeds." The committee recommend that this bill do not pass.

"An act to alter and amend so much of section 3174 of Irwin's Code as relates to the county of Lowndes, as a part of the Southern Judicial Circuit, by removing said county from the Southern Judicial Circuit into the Brunswick Judicial Circuit; as well as to alter and fix the times of holding the Superior Courts in said county, and to provide for drawing and summoning juries in accordance therewith." The committee recommend that this bill do pass.

"A bill providing for the distribution of property in certain cases." The committee recommend that this bill do not pass.

"An act to amend an act controlling the duties of tax receivers." The committee recommend a substitute herewith transmitted.

"A bill to have certain laws remain of full force in this State." The committee recommend that this bill do not pass.

"An act to protect farmers against fox hunters and other sportsmen in the county of Jasper." Also, an amendment to make it general throughout the State. The committee recommend that this bill and amendment do not pass.

"An act to amend an act entitled an act to alter and amend the road laws of this State." The committee recommend that this bill do not pass.

"An act to relieve J. J. Stallings, Executor of S. Gibson, from the payment of interest on money in his hands, belonging to said estate." Recommend that this bill do not pass.

"An act to amend an act entitled an act to alter and amend an act to incorporate the town of Hawkinsville." Recommend that this bill do not pass.

"A bill prescribing the time when cost on suits and actions shall be paid." Recommend that this bill do not pass.

"An act to repeal so much of sections 919, 930, 939 of Irwin's Code of Georgia, as relates to the election of tax receiver and tax collector and compensation therefor; and to provide for the receiving and collecting of State and county taxes by special contract; to define the mode and manner of making and enforcing said contract; the duties and liabilities of contractors and the manner of settling therewith." The committee recommend that this bill do not pass.

JOHN W. O'NEAL,

Chairman Committee.

Mr. O'Neal, of Lowndes, offered a resolution requesting the State Treasurer to pay over to the President of the Board of Trustees of Bowden College such amount as may be due said college from the State of Georgia; which, on motion, was taken up, read and adopted.

The Clerk proceeded to call the roll of counties, when

Mr. Bethune, of Talbot, reported a bill to alter and amend sections 1442 and 1444 of the Code of Georgia.

Mr. McCormick, of Troup, reported a bill to define the jurisdiction of the Courts of this State in suits against railroad companies.

Also, a bill to amend 3178th section of the Code of Georgia, known as Irwin's Code.

Also, a bill to prevent delays, by continuances, in this State, by parties claiming surprise on account of amendments to the pleadings.

Mr. Paulk, of Berrien, offered a resolution for the holding of two sessions per day, to-wit: meet at 10 o'clock, A. M., and hold until one o'clock, P. M.; meet at 4 o'clock, P. M., and adjourn at 6 o'clock, P. M.

On motion, the rule was suspended and the resolution taken up.

Mr. Shumate offered the following as a substitute for said resolution:

Resolved, That hereafter this House will meet at 9 o'clock, A. M., and adjourn at 1½ o'clock, P. M.; which was received, read, and adopted.

Mr. Harper, of Terrell, reported a bill to authorize the Ordinaries of this State to issue writs of *habeas corpus*, and to hear and determine the same.

Mr. Bryant, of Richmond, offered a resolution, that no new matter shall be introduced after Friday next.

Mr. Shumate, of Whitfield, moved that the special order of Monday last be postponed for the present; upon which motion the ayes and nays were required to be recorded and resulted in ayes 84 and nays 67.

Those voting in the affirmative, are Messrs:

Anderson,	Erwin,	Harrison, of
Ballard,	Felder,	Franklin,
Ballanger,	Fincanon,	Harris,
Barnum,	Fitzpatrick,	Harper, of Sumter,
Brassell,	Flournoy,	Harper, of Terrell,
Brinson,	Ford,	Higdon,
Brown,	Fowler,	Hook,
Burtz,	Fryer,	Hooks,
Clarke,	George,	Hudson,
Cleghorn,	Gober,	Humber,
Cloud,	Goff,	Johnson, of Wilcox,
Cobb,	Gray,	Kellogg,
Crawford,	Gullatt,	Long,
Donaldson,	Hall, of Bulloch,	McArthur,
Duncan,	Hamilton,	McCullough,
Ellis, of Spaulding,	Harkness,	McDougald,

Madden,	Phillips,	Sisson,
Madison,	Price,	Sorrells,
Matthews,	Prudden,	Surrency,
Meadows,	Rainey,	Taliaferro,
Nash,	Rawls,	Tate,
Neal,	Reddish,	Turnipseed,
Nunn,	Rosser,	Walthal,
Parke,	Rouse,	Warren, of Quitman,
Paulk,	Rumph,	Welchel,
Penland,	Scott,	Wilcher,
Pepper,	Shackleford,	Williams, of Dooly,
Perkins, of	Shumate,	Zellars.
Cherokee,		

Those voting in the negative, are Messrs :

Allen, of Hart,	Franks,	O'Neal, of Lowndes,
Allen, of Jasper,	Fyall,	O'Niel, of Baldwin,
Ayer,	Gardner,	Osgood,
Barnes,	Golden,	Page,
Beard,	Hall, of Meriwether,	Perkins, of Dawson,
Belcher,	Haren,	Porter,
Bell,	Harrison, of	Powell,
Bethune,	Hancock,	Read,
Bradford,	Harden,	Rice,
Bryant,	Hillyer,	Richardson,
Buchan,	Holden,	Salter,
Campbell,	Hopkins,	Sims,
Carpenter,	Houston,	Smith of Charlton,
Carson,	Hughes,	Smith, of Muscogee,
Chambers,	Joiner,	Stone,
Claiborne,	Johnson, of Towns,	Strickland,
Clower,	Lane,	Tweedy,
Colby,	Lee,	Warren, of Burke,
Costin,	Linder,	Watkins,
Cunningham,	Lindsay,	Williams, of Harris,
Darnell,	Lumpkin,	Williams, of
Davis,	McCormick,	Haralson.
Ellis, of Gilmer,	Maull,	
Floyd,	Moore,	

Ayes, 84; nays, 67. So the motion prevailed.

The House took up the special order of the day, to-wit: The report of the committee on the bill to reorganize the municipal government of the city of Augusta.

Mr. Shumate, of Whitfield, offered a substitute for said bill.

Mr. Hall, of Meriwether, offered a substitute in lieu of the original bill and substitute.

Mr. Duncan, of Houston, moved to lay Mr. Hall's substitute upon the table; upon which motion the ayes and

nays were required to be recorded, and resulted in ayes 85, and nays 67.

Those voting in the affirmative, are Messrs :

Anderson,	Gray,	Penland,
Ballard,	Gullatt,	Pepper,
Ballanger,	Hall, of Bulloch,	Perkins, of
Barnum,	Hamilton,	Cherokee,
Bradford,	Harkness,	Phillips,
Brassell,	Harrison, of	Price,
Brinson,	Franklin,	Rainey,
Brown,	Harris,	Rawls,
Burtz,	Harper, of Sumter,	Reddish,
Clarke,	Harper, of Terrell,	Rosser,
Cleghorn,	Higdon,	Rouse,
Cloud,	Hook,	Rumph,
Cobb,	Hudson,	Scott,
Crawford,	Humber,	Shackleford,
Donaldson,	Johnson, of Wilcox,	Shumate,
Duncan,	Kellogg,	Sisson,
Ellis, of Spaulding,	Long,	Sorrells,
Erwin,	McArthur,	Surrency,
Felder,	McCullough,	Taliaferro,
Fincanon,	McDougald,	Tate,
Flournoy,	Matthews,	Turnipseed,
Ford,	Meadows,	Walthal,
Fowler,	Nash,	Warren, of Quitman
Fryer,	Nunn,	Welchel,
George,	Osgood,	Wilcher,
Gober,	Parke,	Williams, of Dooly.
Goff,	Paulk,	

Those voting in the negative, are Messrs :

Allen, of Hart,	Davis,	Lee,
Allen, of Jasper,	Ellis, of Gilmer,	Linder,
Ayer,	Fitzpatrick,	Lumpkin,
Barnes,	Floyd,	McCormick,
Beard,	Franks,	Madden,
Belcher,	Fyall,	Maull,
Bethune,	Gardner,	Moore,
Bryant,	Golden,	Neal,
Buchan,	Haren,	O'Neal, of
Campbell,	Harrison, of	Lowndes,
Carpenter,	Hancock,	O'Niel, of Baldwin,
Carson,	Harden,	Perkins, of
Chambers,	Hillyer,	Dawson,
Claiborne,	Hooks,	Porter,
Clower,	Houston,	Powell,
Colby,	Hughes,	Prudden,
Costin,	Joiner,	Read,
Cunningham,	Johnson, of Towns,	Rice,
Darnell,	Lane,	Richardson,

Salter,	Strickland,	Williams, of Harris,
Sims,	Turner,	Williams, of
Smith, of Charlton,	Tweedy,	Haralson,
Smith, of Muscogee,	Warren, of Burke,	Zellers.
Stone,	Watkins,	

Ayes, 85. Nays, 67. So the motion prevailed.

Mr. Shumate, of Whitfield, moved the adoption of his substitute ; upon which motion the previous question was called, which call was seconded ; and upon the question, "shall the main question be now put," the ayes and nays were required to be recorded, and resulted in ayes 79, nays 67.

Those voting in the affirmative are, Messrs :

Anderson,	Gray,	Pepper,
Ballard,	Gullatt,	Perkins, of
Ballanger,	Hall, of Bulloch,	Cherokee,
Barnum,	Hamilton,	Phillips,
Bradford,	Harkness,	Price,
Brassell,	Harrison, of	Rainey,
Brinson,	Franklin,	Rawls,
Brown,	Harris,	Reddish,
Burtz,	Harper, of Sumter,	Rosser,
Clarke,	Harper, of Terrell,	Rouse,
Cleghorn,	Higdon,	Rumph,
Cloud,	Hook,	Scott,
Cobb,	Hudson,	Sewell,
Crawford,	Humber,	Shackleford,
Donaldson,	Johnson, of Wilcox,	Shumate,
Duncan,	Kellogg,	Sisson,
Ellis, of Spaulding,	Long,	Sorrells,
Erwin,	McArthur,	Surrency,
Felder,	McCullough,	Taliaferro,
Fincanon,	McDougald,	Tate,
Flournoy,	Matthews,	Turnipseed,
Ford,	Meadows,	Walthal,
Fowler,	Nash,	Warren, of Quitman,
Fryer,	Nunn,	Welch,
George,	Parke,	Wilcher,
Gober,	Paulk,	Williams, of Dooly,
Goff,	Penland,	Zellers.

Those voting in the negative are, Messrs :

Allen, of Hart,	Buchan,	Costin,
Allen, of Jasper,	Campbell,	Cunningham,
Ayer,	Carpenter,	Darnell,
Barnes,	Carson,	Davis,
Beard,	Chambers,	Ellis, of Gilmer,
Belcher,	Claiborne,	Fitzpatrick,
Bethune,	Clower,	Floyd,
Bryant,	Colby,	Franks,

Fyall,	McCormick,	Richardson,
Gardner,	Madden,	Salter,
Golden,	Mauil,	Sims,
Hall, of Meriwether,	Moore,	Smith, of Charlton,
Haren,	Neal,	Smith, of Muscogee,
Harrison, of	O'Neal, of Lowndes,	Stone,
Hancock,	O'Niel, of Baldwin,	Strickland,
Harden,	Osgood,	Turner,
Hillyer,	Page,	Twedy,
Hooks,	Perkins, of Dawson,	Warren, of Burke,
Houston,	Porter,	Watkins,
Joiner,	Powell,	Williams, of Harris,
Johnson, of Towns,	Prudden,	Williams, of
Linder,	Read,	Haralson.
Lumpkin,	Rice,	

Ayes, 79; nays, 67 So the main question was ordered to be put.

The motion to adopt the substitute was then put and decided in the affirmative. So the substitute was adopted in lieu of the original.

The report of the committee was then agreed to; the bill was read the third time; the previous question was called and sustained, and upon the passage of the bill the ayes and nays were required to be recorded, and resulted in ayes 80; nays 67.

Those voting in the affirmative, are Messrs:

Anderson,	Fryer,	McCullough,
Ballard,	George,	McDougald,
Ballanger,	Gober,	Matthews,
Barnum,	Goff,	Meadows,
Bradford,	Gray,	Nash,
Brassell,	Gullatt,	Nunn,
Brinson,	Hall, of Bulloch,	Parke,
Brown,	Hamilton,	Paulk,
Burtz,	Harkness,	Penland,
Clarke,	Harrison, of	Pepper,
Cleghorn,	Franklin,	Perkins, of
Cloud,	Harris,	Cherokee,
Colby,	Harper, of Sumter,	Phillips,
Crawford,	Harper, of Terrell,	Price,
Donaldson,	Higdon,	Rainey,
Duncan,	Hook,	Rawls,
Ellis, of Spaulding,	Hudson,	Reddish,
Erwin,	Humber,	Rosser,
Felder,	Johnson, of Wilcox,	Rouse,
Fincanon,	Kellogg,	Rumph,
Flournoy,	Lindsay,	Scott,
Ford,	Long,	Sewell,
Fowler,	McArthur,	Shackleford,

Shumate,	Tate,	Welchel,
Sisson,	Turnipseed,	Wilcher,
Sorrells,	Walthal,	Williams, of Dooly,
Surrency,	Warren, of	Zellars.
Taliaferro,	Quitman,	

Those voting in the negative, are Messrs :

Allen, of Hart,	Fyall,	O'Neal, of Lowndes,
Allen, of Jasper,	Gardner,	O'Niel, of Baldwin,
Ayer,	Golden,	Osgood,
Barnes,	Hall, of Meriwether,	Perkins, of Dawson,
Beard,	Haren,	Porter,
Belcher,	Harrison, of	Powell,
Bethune,	Hancock,	Prudden,
Bryant,	Harden,	Read,
Buchan,	Hillyer,	Rice,
Campbell,	Holden,	Richardson,
Carpenter,	Hooks,	Salter,
Carson,	Hopkins,	Sims,
Chambers,	Houston,	Smith, of Charlton,
Claiborne,	Hughes,	Smith, of Muscogee,
Clower,	Joiner,	Stone,
Colby,	Johnson, of Towns,	Strickland,
Costin,	Lee,	Turner,
Cunningham,	Linder,	Tweedy,
Darnell,	Lumpkin,	Warren, of Burke,
Davis,	McCormick,	Watkins,
Ellis, of Gilmer,	Madden,	Williams, of Harris,
Fitzpatrick,	Moore,	Williams, of
Floyd,	Maul,	Haralson,
Franks,	Neal,	

Ayes 80; nays 67. So the bill was passed.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives, and President of the Senate, the following resolution, to-wit :

To appoint a committee to examine the books and papers of the Western & Atlantic Rail Road.

Mr. Bryant, of Richmond, reported a bill to be entitled an act for organizing and calling into service the militia of the State of Georgia.

Mr. Bell, of Banks, offered a resolution authorizing the Chairman of the Sub-committee on the Blind and Lunatic Asylum, to draw a sufficient sum of money from the Treasurer as will pay the expenses of said Sub-committee.

Mr. Barnum, of Stewart, reported a bill to prevent plaintiffs from dismissing their cases, where the consideration is a slave or slaves, or the hire thereof, without the consent of the defendants.

Also, a bill to legalize the acts of the Hon. John T. Clarke, Judge of the Superior Court of the Pataula Circuit, while holding the Superior Court of the county of Stewart, at the April Term, 1868.

Also, a bill to permit officers in all criminal prosecutions to collect their cost, at the conclusion of a committal trial.

Mr. Beard, of Richmond, reported a bill to prevent hunting on the Sabbath in this State.

Mr. Maull, of Muscogee, reported a bill to authorize the Governor to appoint commissioners to examine certain rivers and report to the next General Assembly, the propriety of making them navigable.

Mr. Price, of Lumpkin, reported a bill to incorporate the Nacoochee Valley Mining Company, and the Haney Mining Company of White county.

The hour of adjournment having arrived, the House adjourned until 9 o'clock to-morrow morning.

THURSDAY, August 20th, 1868.

10 o'clock A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Mr. Rice, of Columbia, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the resolution changing the hour of meeting and adjournment, which motion prevailed.

Mr. Bryant, of Richmond, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the bill to reorganize the municipal government of the city of Augusta. The previous question was called and sustained, and on the motion to reconsider, the ayes nays were required to be recorded, and resulted in ayes 65; nays 79.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Caldwell,	Darnell,
Allen, of Jasper,	Campbell,	Davis,
Ayer,	Carpenter,	Ellis, of Gilmer,
Barnes,	Carson,	Evans,
Beard,	Chambers,	Fitzpatrick,
Belcher,	Claiborne,	Floyd,
Bethune,	Clower,	Franks,
Bradford,	Colby,	Fyall,
Bryant,	Costin,	Gardner,
Buchan,	Cunningham,	Golden,

Hall, of Meriwether,	Linder,	Salter,
Haren,	Lumpkin,	Sims,
Harrison, of	McCormick,	Smith, of Charlton,
Hancock,	Madden,	Smith, of Muscogee,
Harden,	Mauil,	Stone,
Hillyer,	Moore,	Strickland,
Holden,	O'Niel, of Baldwin,	Turner,
Hooks,	Osgood,	Tweedy,
Houston,	Perkins, of Dawson,	Warren, of Burke,
Hughes,	Porter,	Watkins,
Joiner,	Prudden,	Williams, of Harris,
Johnson, of Towns,	Read,	Williams, of
Lee,	Richardson,	Haralson.

Those voting in the negative, are Messrs :

Anderson,	Gullatt,	Pepper,
Ballard,	Hall, of Bulloch,	Perkins, of
Ballanger,	Hamilton,	Cherokee
Barnum,	Harkness,	Phillips,
Bennett,	Harrison, of	Price,
Brassell,	Franklin,	Rainey,
Brinson,	Harris,	Rawls,
Brown,	Harper, of Sumter,	Reddish,
Burtz,	Harper, of Terrell,	Rosser,
Clarke,	Higdon,	Rouse,
Cleghorn,	Hook,	Rumph,
Cloud,	Hopkins,	Scott,
Cobb,	Hudson,	Seale,
Crawford,	Humber,	Shackleford,
Donaldson,	Johnson, of Wilcox,	Shumate,
Duncan,	Kellogg,	Sorrells,
Ellis, of Spaulding,	Long,	Surrency,
Erwin,	McArthur,	Taliaferro,
Felder,	McCullough,	Tate,
Fincanon,	McDougald,	Turnipseed,
Flournoy,	Madison,	Walthal,
Ford,	Matthews,	Warren, of
Fowler,	Meadows,	Quitman,
Fryer,	Nash,	Welchel,
George,	Nunn,	Wilcher,
Gober,	Parke,	Williams, of
Goff,	Paulk,	Dooly,
Gray,	Penland,	Zellers.

Ayes 65; nays 79. So the motion to reconsider was lost.

Mr. Williams, of Dooly, offered a resolution as follows :

"Resolved, That hereafter no member shall speak more than fifteen minutes at one time without leave of the House."

The previous question was called and sustained, and the resolution was read and adopted.

The House took up the unfinished business of yesterday,

to-wit : The call of the roll of counties for the introduction of new matter.

Mr. Williams, of Harris, offered a resolution restricting leaves of absence, etc.

Mr. McCullough, of Jones, reported a bill to repeal the 4th and 5th Sections of an act incorporating the manual labor school at Cave Spring, Floyd county, etc.

Mr. Duncan, of Houston, reported a bill to extend the corporate limits of the town of Perry.

Also, a bill to repeal Sections 4664, 4665, 4666 and 4667 of Irwin's Code.

Mr. Price, of Lumpkin, reported a bill to constitute certain persons a board of commissioners for the town of Dah-longa.

Mr. Duncan, of Houston, reported a bill to apply the provisions of an act entitled an act to extend the aid of the State to the completion of the Macon and Brunswick Railroad to a branch of said Road.

Also, a bill to amend an act giving factors and merchants a lien upon growing crops.

Mr. Stone, of Jefferson, reported a bill to fix the number of election precincts in the county of Jefferson and to locate the same.

Mr. Duncan, of Houston, offered a resolution to fix the day of adjournment.

Mr. Chambers, of Meriwether offered a resolution authorizing the members, officers, and clerks of this House to draw one hundred dollars from the Treasurer.

The previous question was called and sustained ; the resolution was read and adopted.

Mr. Gullatt, of Fulton, reported a bill to incorporate the town of West End in the county of Fulton.

Mr. Carson, of Thomas, reported a bill to prevent paupers from moving from one county to another.

Mr. Haren, of Fannin, reported a bill to extend the time of redemption of all lands sold for taxes in 1867-8, in the county of Fannin.

Mr. Bennett, of Jackson, reported a bill to incorporate the town of Jefferson in the county of Jackson.

Mr. Anderson, of Cobb, presented a memorial from Thomas Moore, Hartwell A. Baldwin and others, which was referred to the Committee on Petitions, without being read.

Mr. Perkins, of Dawson, reported a bill to change the time of holding the fall term of the Superior Court of Dawson county.

Mr. Williams, of Dooly, reported a bill to reduce the amount of the Sheriff's bond of Dooly county.

Mr. Osgood, of Chatham, reported a bill to incorporate the Fire and Marine Insurance Company of Savannah.

Also, a protest of the citizens of Savannah against the enlargement of the limits of the city of Savannah.

Also, a bill to organize Commissioners for the county of Chatham.

Mr. Harper, of Terrell, reported a bill to relieve the present Treasurer and Comptroller General, in certain cases.

Mr. Crawford, of Bartow, reported a bill to allow practicing attorneys to administer oaths in certain cases.

Mr. Ford, of Bartow, reported a bill for the relief of John Schley and Robert Hendricks, and their securities Dempsey F. Bishop and John Schley.

Also, a bill to incorporate the Etowah Gold Mining Company of Georgia.

Mr. Prudden, of Putnam, reported a bill in relation to advancements and the distribution of intestate estates.

Mr. Ford, of Bartow, reported a bill to amend the several acts incorporating the town of Cartersville in the county of Bartow, and to repeal all acts and parts of acts in conflict with this act.

Mr. Seale, of Pike, reported a bill to authorize the levy and sale of property under execution by consent of parties.

Mr. Perkins, of Dawson, offered a resolution for holding two sessions each day, after 25th August.

Mr. Flournoy, of Washington, offered a resolution fixing the meeting of the House at 9 o'clock, A. M., and the hour of adjournment at 1 o'clock, P. M.

On motion the rule was suspended, and said resolution taken up, read and adopted.

Mr. Perkins moved that the rule be suspended and his resolution taken up; upon which motion the ayes and nays were required to be recorded, and resulted in ayes 84; and nays 41.

Those voting in the affirmative, are Messrs :

Anderson,	Clower,	Fowler,
Ballanger,	Cobb,	Franks,
Barnum,	Crawford,	Fryer,
Bennett,	Darnell,	Gardner,
Brinson,	Donaldson,	George,
Brown,	Duncan,	Gober,
Burtz,	Ellis, & Spaulding,	Goff,
Caldwell,	Erwin,	Gray,
Carpenter,	Felder,	Hall, of Bulloch,
Carson,	Fincanon,	Haren,
Clark,	Flournoy,	Harrison, of
Cleghorn,	Ford,	Franklin,

Harris,	McDougald,	Reddish,
Harper of Sumter,	Madison,	Rice,
Higdon,	Maull,	Rosser,
Hook,	Meadows,	Rumph,
Hopkins,	Nash,	Scott,
Hudson,	Nunn,	Seale,
Humber,	O'Neal, of Lowndes,	Shackleford,
Johnson, of Towns,	Parke,	Shumate,
Johnson, of Wilcox,	Paulk,	Sorrells,
Kellogg,	Penland,	Strickland,
Lane,	Perkins, of	Surrency,
Lastinger,	Cherokee,	Taliaferro,
Lee,	Perkins, of	Turner,
Linder,	Dawson,	Warren, of Quitman,
Long,	Phillips,	Williams, of Dooley,
Lumpkin,	Prudden,	Williams, of Harris,
McCullough,	Rainey,	Zellars.

Those voting in the negative, are Messrs :

Allen, of Jasper,	Floyd,	Madden,
Ayer,	Fyall,	Moore,
Barnes,	Golden,	Neal,
Beard,	Hall, of Meriwether,	O'Neil, of Baldwin,
Belcher,	Hamilton,	Porter,
Bethune,	Harrison, of	Rawls,
Bradford,	Hancock,	Richardson,
Bryant,	Harper, of Terrell,	Sims,
Campbell,	Harden,	Smith, of Muscogee.
Chambers,	Hillyer,	Stone,
Claiborne,	Houston,	Turnipseed,
Colby,	Joiner,	Twedy,
Cunningham,	McArthur,	Warren, of Burke.
Davis,	McCormick,	

Ayes, 84; nays, 41. A two-third vote being necessary to suspend the rule, the motion was lost.

Mr. O'Neal, Chairman of the Judiciary Committee, submitted the following report :

Mr. Speaker: The Judiciary Committee have had the following bills under consideration, and report as follows:

"An act to amend 2530 and 2531 sections of the Code of Georgia, for the benefit of indigent, or helpless and dependent adult heirs." The committee recommend that this bill do not pass.

"A bill to be entitled an act to authorize the Administrators of Lazarus Summerlin, deceased, to sell certain lands belonging to the estate of said deceased, in Newton county." The committee recommend that this bill do not pass, as the law is sufficiently full.

"An act entitled an act to provide for the election of Justices of the Peace throughout this State, etc." The committee recommend that this bill do not pass.

"A bill to be entitled an act to provide for the election of Justices of the Peace and Constables." The committee recommend that this bill do pass with amendment.

"An act to make it penal for any person to convey or transfer the same property more than once." The committee recommend that this bill do not pass.

"An act of incorporation of the Georgia Fire and Marine Insurance Company." The committee recommend that this bill be referred to the Committee on Corporations.

JOHN W. O'NEAL,
Chairman Committee.

Leave of absence was granted to Mr. Allen, of Hart, for a few days, on account of a sick family ; to Mr. Powell, of Decatur, on account of sickness ; to Mr. Turnipseed, of Clay, and the Speaker of the House, on account of indisposition ; to Mr. Vinson, of Crawford, on account of sickness in his family.

The Speaker announced that he had added Mr. Walthal, of Polk, to the Committees on Agriculture and Internal Improvement, Public Education, and the Committee on the State of the Republic.

The hour of adjournment having arrived, the House adjourned until 9 o'clock, to-morrow morning.

FRIDAY, August 21st, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Cloud.

Mr. Duncan, of Houston, moved to reconsider so much of the Journal of yesterday as relates to the action of the House upon the resolution restricting debate, etc., which motion prevailed.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed a bill to be entitled an act to authorize the holding of the Superior Courts at the ensuing fall terms, and to provide juries therefor.

And I am directed to transmit the same forthwith to this branch of the General Assembly.

Mr. Bryant, of Richmond, moved to suspend the rule to take up a resolution restricting the introduction of new matter, which motion was lost.

By request of the committee appointed to examine the books of the Western & Atlantic Railroad, Mr. McCullough, of Jones, was added to that committee.

Mr. Hall, of Meriwether, Chairman of the Committee on Finance, submitted the following report:

Mr. Speaker: The Committee on Finance have had under consideration a bill to be entitled an act to relieve Seaborn Montgomery, and others, as securities upon the bond of Henry F. Tison, Tax Collector of Schley county, so far as relates to the Convention tax, and they recommend that it do not pass.

They have also had under consideration, a bill to be entitled an act to loan the credit of the State to the Georgia Air Line Railroad Company, and they have agreed upon the following amendment to come in after the fourth (4th) section:

"Sec. 5. And be it further enacted, That no Railroad Company in this State shall, under any pretext, sell, or dispose of any bonds issued to it by the State, or any of its own bonds endorsed by the State, at less than ninety cents in the dollar, in lawful money of the United States. And in case any such Company to which the State has or may extend its aid, has or may, by any direct contract, or by any evasion or pretext, sell or dispose of, or attempt to sell or dispose of any bonds issued or endorsed by the State, as aforesaid, for less than ninety cents in the dollar, it shall be the duty of his Excellency, the Governor, to withhold all further issue of bonds to such Company, and all further endorsement of the bonds of such Company. And any citizen or taxpayer in this State may appeal to the Courts in his own name, to restrain such illegal use of the bonds so issued or endorsed to said Company, and to discover the fraudulent or illegal use made of such bonds, by reason of which the credit of the State may be depreciated, and the burdens of the citizens increased. And said endorsement shall in no case exceed the amount per mile already invested by stockholders or private persons, and actually paid in by such stockholders, nor shall said endorsement exceed one million five hundred thousand dollars in any event."

With the bill thus amended, a majority of the committee recommend that it do pass.

W H. F. HALL,
Chairman Finance Committee.

The following message was received from his Excellency, the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: The Governor has approved and signed the resolution to appoint a committee to examine the books and papers of the Western & Atlantic Railroad.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have concurred in a resolution of the House, to authorize the State Treasurer to pay the President of the Board of Trustees of Bowden College, amounts expended for the education of indigent and maimed soldiers.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have adopted a resolution that the Treasurer of the State be authorized to advance to each member of the General Assembly, and its officers, the sum of one hundred dollars, the same to be accounted for in a settlement of their final accounts for *per diem* and mileage.

Mr. Holden, Chairman of the Committee on Enrollment, reports as duly enrolled, and ready for the signatures of the Speaker of the House of Representatives and President of the Senate, the following resolution, to-wit :

A resolution to authorize the State Treasurer to pay to the President of the Board of Trustees of Bowden College, amounts expended for the education of indigent and maimed soldiers :

Mr. Lane, Chairman of the Committee on Corporations, submitted the following report :

Mr. Speaker: The committee have had under consideration the following bills :

"A bill to be entitled an act to provide for the election of a Mayor and Board of Aldermen for the city of Savannah," which they recommend do pass, with amendments.

Also, "an act to amend the charter of the town of Athens."

And, also, "a bill to be entitled an act to extend an act approved December 30th, 1847, and for other purposes therein mentioned," which they recommend do not pass.

W A. LANE,
Chairman.

The House took up the report of the committee on the bill to exempt from taxation all foreign capital invested in the manufacture of cotton, wool, or other fibrous materials.

The previous question was called and sustained, and upon the passage of the bill, the ayes and nays were required to be recorded, and resulted in ayes, 68; nays, 79.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Fryer,	Parke,
Ayer,	Gardner,	Perkins, of Dawson,
Ballanger,	Golden,	Phillips,
Beard,	Haren,	Porter,
Belcher,	Harrison, of	Read,
Bell,	Franklin,	Richardson,
Bethune,	Harper, of Sumter,	Rumph,
Brinson,	Hillyer,	Salter,
Caldwell,	Houston,	Scott,
Campbell,	Joiner,	Seale,
Carson,	Johnson, of Towns,	Sims,
Chambers,	Kellogg,	Smith, of Charlton,
Claiborne,	Lee,	Strickland,
Cleghorn,	Linder,	Surrency,
Cloud,	McCormick,	Taliaferro,
Colby,	McDougald,	Turnipseed,
Cunningham,	Madden,	Turner,
Darnell,	Matthews,	Warren, of Burke,
Duncan,	Moore,	Warren, of Quitman,
Ellis, of Spaulding,	Nash,	Welchel,
Erwin,	Neal,	Williams, of
Fincanon,	O'Neal, of Lowndes,	Haralson,
Floyd,	O'Niel, of Baldwin,	Zellars.
Franks,		

Those voting in the negative, are Messrs :

Anderson,	Fyall,	Lindsay,
Barnes,	George,	Long,
Barnum,	Gober,	McArthur,
Bennett,	Goff,	McCullough,
Bradford,	Gray,	Madison,
Brassell,	Gullatt,	Maul,
Brown,	Hall, of Bulloch,	Nunn,
Bryant,	Hall, of Meriwether,	Osgood,
Buchan,	Hamilton,	Paulk,
Burtz,	Harkness,	Penland,
Butt,	Harrison, of	Perkins, of
Carpenter,	Hancock,	Cherokee,
Clower,	Harris,	Price,
Cobb,	Harper, of Terrell,	Prudden,
Costin,	Harden,	Rainey,
Crawford,	Higdon,	Rawls,
Donaldson,	Hook,	Reddish,
Ellis, of Gilmer,	Hooks,	Rice,
Evans,	Hopkins,	Rosser,
Felder,	Hudson,	Rouse,
Fitzpatrick,	Humber,	Sewell,
Flournoy,	Johnson, of Wilcox,	Shackleford,
Ford,	Lane,	Shumate,
Fowler,	Lastinger,	Smith, of Muscogee,

Sorrells,
Tate,
Tweedy,

Vinson,
Watkins,
Wilcher,

Williams, of Dooly,
Williams, of Harris.

Ayes 68; nays 79. So the bill was lost.

The following message was received from his Excellency, the Governor, by Mr. DeGraffenreid, his Secretary, to-wit:

Mr. Speaker: The Governor has approved and signed the resolution to authorize the Treasurer to pay to the President of the Board of Trustees of Bowden College amounts expended for the education of indigent and maimed soldiers.

Mr. Sisson, of Fulton, offered a resolution tendering the Hall of the House of Representatives to the Christian Church for Sunday next, which, on motion, was taken up, read and adopted.

Mr. Tweedy, Chairman of the Committee on Public Buildings, submitted the following report:

The Committee on Public Buildings have the honor to report that the City Council of Atlanta having tendered the building, known as the Opera House, to and for the use of the Legislature; and the Committee having examined the plans and diagrams of said building, recommend that the offer of said Opera House, as described in said plans and diagrams, be accepted for the use of the Legislature.

EPHRAIM TWEEDY,
Chairman.

Mr. Rawls, of Effingham, offered the following amendment, which was accepted, as a portion of the report:

That nothing in the resolution shall be so construed as to commit the State to an acceptance of this Opera House as a Capitol building of the State, only for temporary use.

COPY OF RESOLUTIONS PASSED UNANIMOUSLY BY THE
CITY COUNCIL OF ATLANTA, MONDAY, AUGUST, 17, 1868.

Resolved, That the Mayor and Council of the city of Atlanta, in pursuance of the contract made and entered into with the late Constitutional Convention, do hereby tender to the Legislature now in session, for the use of the Legislature and the State officers, the Opera House, located on Marietta and Forsyth streets, according to the plans and specifications hereto annexed.

SPECIFICATIONS

Of the finishing of the second, third and fourth stories of Kimball's Opera House, Atlanta, Georgia, for the use of the Legislature of Georgia. Said building located on the corner of Forsyth and Marietta streets—one hundred and fifty feet

on Marietta, one hundred feet on Forsyth. To be completed and ready for occupancy on or before the second Tuesday in January, A. D., 1869.

THE GENERAL ENTRANCE

To the upper stories will be from Forsyth street, through a double arched doorway into the main staircase hall. Stairs from the right, seven feet in width, lead to the second floor, and enter the passage way leading to all the principal offices. there will also be an entrance from Marietta street.

THE SECOND STORY

Will be so constructed as to contain the Senate Room, Hall of Representatives, three rooms for the Executive Department, two rooms for the Attorney General, two rooms for Secretary of State, two rooms for the Comptroller General, one room for President of Senate, one room for Speaker of House, two rooms for Clerk of the House, one room for Secretary of Senate, and apartments for Water Closets, Coat Room, Wash Room and stairway leading to Marietta street front, as shown upon plans.

THIRD STORY

Contains rooms as follows: One room for Supreme Court, one room for Clerk, and one room for Judge of Supreme Court; two rooms for State Superintendent of Public Schools, gallery extending around three sides of Senate Chamber; also around three sides of Representatives' Hall; one large room for Joint Committees; and three Committee rooms; also a passage extending through the building leading to offices, etc.

FOURTH STORY

Will contain a large room for State Library, and twelve Committee rooms, facing Marietta and Forsyth streets, stairways leading to third story in each street front.

GENERAL FINISH AND DIMENSIONS OF OFFICES, ROOMS, ETC.

Senate Chamber will be forty-seven by forty-six feet (47 × 46) square, entered from the passage or corridor by wide double doors; Speaker's desk will be elevated two-and-half to three feet above the level of the floor, with Clerk's desk in front, all fitted up in a neat and appropriate style.

Large and appropriate windows will be constructed and placed in west wall, giving an airy and handsome appearance. There will also be a row of windows over the gallery on the south side of the chamber. All windows in the Senate Chamber, and throughout the building, will be double, hung with cast iron weights. This room will be ventilated by means of flues and archimedian ventilators, same as are used on the Capitol at Washington. On the north side of

Senate Chamber, and end of passage, will be a room eleven by eighteen feet square (11 \times 18) for the President of the Senate, connected by a doorway from the Senate Chamber and from passage. On the south side, and under the gallery, will be three rooms twelve, by fifteen feet square (12 \times 15) for the use of the Secretary of the Senate and the Clerks of the House of Representatives. These rooms are well lighted with large windows.

REPRESENTATIVES' HALL

Will be seventy-five by sixty feet square, (75 \times 60.) Entered from the main hall, also from corridor by wide double doors. The Speaker's desk will be arranged similar to the one in the Senate Chamber.

The hall will be well lighted with two rows of windows, one above and one below the galleries. Height of ceiling will be thirty-eight feet, and in the center of ceiling will be constructed a dome thirty feet in diameter, with proper means of ventilation, which will make this by far the finest Hall in the State.

GALLERIES.

Gallery in Senate Chamber extends over the passage in second story; also over the three rooms occupied by Secretary of Senate and Clerk of House, which makes this gallery 47 \times 70 feet. The east end is supported upon columns. All the galleries will be finished with handsome fronts, and have neat, appropriate and substantial seats fitted up. The entrances to the galleries are from the passage and main hall, as seen upon plans.

The galleries in Representatives' Hall will extend around three sides, being 70 \times 75 feet. On north side it extends over the passage in second story—the remaining two sides are supported upon columns, and finished same as gallery in Senate Chamber.

EXECUTIVE DEPARTMENT

Will contain three rooms, one room sixteen by twenty-five feet (16 \times 25) square, for the Governor's Secretaries; one room of same dimensions for the Governor's room, and one room sixteen by twenty feet (16 \times 20) square for the Governor's private room, to which are added a water and wash closet; also an entrance to the passage and stairs leading below to Marietta street. The two large rooms are connected with folding doors; entrance to Executive Department from main hall. Each room will be well lighted with two large windows, and doors with transom or head light.

ATTORNEY GENERAL.

The Attorney General's room will be twelve by twenty-

two feet square (12 \times 22) lighted with three single and one large double window. A private room ten by sixteen feet (10 \times 16) square, adjoins, and is entered through two doors, one from main entrance. This room is lighted with one double window.

SECRETARY OF STATE

Will occupy two rooms, each fifteen by twenty-five feet (15 \times 25) square, and connected by folding doors. There will be two entrances, one from passage, and one from stairway hall. Each room will be lighted with two large windows, and transoms over door.

COMPTROLLER GENERAL

Will occupy two rooms connected with folding doors, and entered from the passage—two windows in each room. All of these rooms for Executive and the Officers, front on Marietta street, the broadest in the city.

STATE TREASURER

Will occupy rooms on first floor, south side of main entrance, with a space suitable for a vault. These rooms are well lighted, and doors provided with transom head.

SPEAKER OF HOUSE

Will occupy a room on second floor twelve by twenty-two feet (12 \times 22) square. Entered from the main Hall and Representatives' Hall, is well lighted with three large single, and one double, windows. Doors from main Hall with transom head.

COAT ROOM, ETC.

Adjoining the Speaker's Room, is a room to be used exclusively for the safe keeping of coats, overshoes, etc., belonging to members and officers of the Legislature. There are also a wash room, with five wash bowls, to be used by the members, etc. Adjoining will be Water Closets for the use of officers on this floor.

SUPREME COURT ROOM

Will be twenty-four by thirty-six feet (24 \times 36) square, well lighted with seven windows. Entrance will be through a large door, with transom head, from passage.

Adjoining the Court Room are two rooms, each twelve by seventeen feet (12 \times 17) square, one for the Clerk, and one for Chief Justice, all well lighted, and entered from the main passage.

STATE SUPERINTENDENT PUBLIC SCHOOLS

Will occupy two rooms 15 \times 17, connected by folding doors, and entered from the passage.

STATE LIBRARY

Will be forty-seven feet wide by seventy feet long. Entered from the corridor through two large doors with transom head. This room is lighted with thirteen large windows.

COMMITTEE ROOMS.

There will be fifteen (15) Committee Rooms, 15 x 17 feet square, occupying the two entire fronts, and entered by broad staircases from main entrance on Forsyth street, and also from Marietta street; also one large room 25 x 25 feet for joint committee.

INTERIOR FINISH.

Will have all the door and window dressings, and wood work generally, painted, grained and varnished in a tasty and appropriate manner. All stairs will be finished in the same style.

PLASTERING.

All halls throughout the building will be finished by what is known as "hard finish," or "three coat work," with the best materials of their respective kinds.

WATER CLOSETS

And urinals for general use, will be provided in the building, well lighted and ventilated, and constructed on the most approved plans, with pipes leading into drains and sewers from each trap and closet. All urinals, water bowls, etc., to have stop-cocks so arranged as to use water at any or all times.

A GOOD FORCE PUMP,

Sufficient to supply all water necessary, will be placed either in the basement or yard in the rear of the building, with pipes connected with the tanks, etc.

GAS PIPE

Will be provided, wherever necessary, of good and serviceable kinds, throughout the building.

SUMMARY OF ROOMS.

One Representatives' Hall, one Senate Chamber, one Court Room, one Library Room, thirty-eight Rooms for Officers, Committees, etc.

Leave of absence was granted to Messrs. Clarke, of De Kalb, Pepper, of Calhoun, Humber, of Stewart, Phillips, of Echols, for a few days.

The House took up the report of the Committee on Public Buildings, and pending the discussion thereon, the House adjourned until 9 o'clock, to-morrow morning.

SATURDAY, August 22d, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Mr. Scott, of Floyd, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the bill to exempt from taxation all foreign capital invested in the manufacture of cotton, wool, or other fibrous material, which motion prevailed.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have adopted a resolution for the appointment of a joint committee to examine the books of the late State Treasurer and Comptroller General, in which they ask the concurrence of the House, and which I am directed to transmit forthwith to this branch of the General Assembly. They have appointed as said committee, on the part of the Senate, Messrs. Moore and Coleman.

On motion the said resolution was taken up and concurred in.

Mr. Williams, of Dooly, offered a resolution limiting debate to fifteen minutes, and providing for holding two sessions daily.

On motion the rule was suspended and said resolution taken up, amended and adopted.

On motion the House took up the resolution from the Senate, authorizing the Treasurer to make advancements to the officers and members of the General Assembly, and concurred in the same.

Mr. Bethune, Chairman of the Committee on Privileges and Elections, submitted the following report :

Mr. Speaker : The Committee on Privileges and Elections have had under consideration the petition of Isaac Reynolds and James A. Jackson, of Randolph county, contesting the seats of William M. Tumlin and David Goff, in this House, and beg leave to submit the following report : That the provisions of Irwin's Code in regard to contested seats have not been complied with, in this case.

(Signed)

MARION BETHUNE,

Chairman.

Mr. Phillips submitted the following report :

Mr. Speaker : Your committee to whom was referred the following bills, having had the same under consideration, beg leave to report as follows :

A bill entitled "An act to define the liabilities and duties of

agents of insurance companies not incorporated in this State." We recommend that this bill do pass.

A bill "to encourage emigration and improve the unequalled natural advantages of the State." We recommend that it do pass.

A bill to be entitled "An act to amend the Charter of the of the Atlanta Street Rail Road Company; to change its name; to lend the aid of the State thereto; to confer banking powers and privileges upon the same; and for other purposes." We recommend that this bill be amended by striking out sections 1 and 2 (being that part of the bill which involves State aid) and that it do pass thus amended. All of which is respectfully submitted.

R. W. PHILLIPS,

Chairman Committee,

On Agriculture and Internal Improvement.

AUGUST 21st, 1868.

Mr. Sisson, of Fulton, reported a bill to empower R. T. Massey to sell the real estate of E. M. Edwards, deceased, on the premises.

Mr. Bryant, of Richmond, offered a resolution providing for the adjournment of the General Assembly on the 5th of September next, and moved that the rule be suspended to take up said resolution; upon which motion the ayes and nays were required, and resulted in ayes 74; nays 60.

Those voting in the affirmative, are Messrs :

Anderson,	Floyd,	Lee,
Allen, of Jasper,	Flournoy,	Linder,
Ayer,	Ford,	Long,
Barnes,	Fowler,	McDougald,
Beard,	Franks,	Meadows,
Belcher,	Fyall,	Moore,
Bell,	Gardner,	Neal,
Bethune,	Gray,	O'Neal, of Lowndes,
Bryant,	Hall, of Bulloch,	O'Niel, of Baldwin,
Buchan,	Hall, of Meriwether,	Paulk,
Butt,	Haren,	Penland,
Campbell,	Harrison, of	Porter,
Carpenter,	Franklin,	Prudden,
Claiborne,	Harrison, of	Rainey,
Clower,	Hancock,	Reddish,
Colby,	Higdon,	Richardson,
Cunningham,	Hillyer,	Rouse,
Davis,	Houston,	Rumph,
Donaldson,	Hughes,	Shackleford,
Ellis, of Gilmer,	Joiner,	Shumate,
Evans,	Johnson, of Towns,	Smith, of Charlton,
Fitzpatrick,	Lastinger,	Smith, of Muscogee,

Sorrells,	Tate,	Williams, of Dooly,
Stone,	Turner,	Williams, of Harris,
Strickland,	Warren, of Burke,	Williams, of
Surrency,	Watkins,	Haralson.

Those voting in the negative, are Messrs :

Atkins,	Golden,	Nunn,
Ballanger,	Gullatt,	Osgood,
Barnum,	Hamilton,	Page,
Bradford,	Harkness,	Parke,
Brassell,	Harris,	Perkins, of
Brinson,	Harper, of Sumter,	Cherokee,
Carson,	Harper, of Terrell,	Perkins, of Dawson,
Chambers,	Harden,	Rawls,
Cleghorn,	Holden,	Rosser,
Cloud,	Hook,	Salter,
Cobb,	Hooks,	Scroggins,
Crawford,	Hudson,	Scott,
Darnell,	Kellogg,	Seale,
Duncan,	Kyle,	Sewell,
Ellis, of Spaulding,	McCormick,	Taliaferro,
Felder,	McCullough,	Turnipseed,
Fincanon,	Madden,	Warren, of
George,	Matthews,	Quitman,
Gober,	Maul,	Wilcher,
Goff,	Nash,	Zellars.

Ayes 74; nays 60. So the motion was lost. (It takes three-fourths to suspend rules.)

The House recommend the consideration of the unfinished business of yesterday, to-wit: The report of the Committee on Public Buildings, in relation to the proposition of the city of Atlanta to furnish a building for the use of the State as a capitol, &c.

The report of the committee was agreed to, and the resolution adopted.

Mr. Shumate, of Whitfield, moved to suspend the rule to take up the bill to provide for the election of Mayor and a Board of Aldermen of the city of Savannah, which motion prevailed, and, on motion of Mr. Crawford, of Bartow, the further consideration thereof was postponed and made the special order for Monday next, and 200 copies of said bill ordered printed for the use of the House.

The House took up the report of the committee on the bill to incorporate the Georgia Mutual Life Insurance Company and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to authorize Francis M. Pain, of Hart county, to

practice medicine and charge and collect for the same, was taken up and lost.

The Speaker announced the following as the special committee to consider the propriety of creating the District Courts :

Blue Ridge Circuit, Anderson, of Cobb.
Brunswick Circuit, Smith, of Coffee.
Chattahoochee Circuit, Bethune of Talbot.
Cherokee Circuit, Shumate, of Whitfield.
Coweta Circuit, Hall, of Meriwether.
Eastern Circuit, Osgood, of Chatham.
Flint Circuit, Lee, of Newton.
Macon Circuit, Williams, of Dooly.
Middle Circuit, Tweedy, of Richmond.
Northern Circuit, Holden, of Taliaferro.
Ocmulgee Circuit, Hooks, of Wilkes.
Pataula Circuit, Tumlin, of Randolph.
Southern Circuit, O'Neal, of Lowndes.
South Western Circuit, Pepper, of Calhoun.
Tallapoosa Circuit, Walthal, of Polk.
Western Circuit, Harrison, of Franklin.

Leave of absence was granted to Mr. Pepper, of Calhoun, and Mr. Sewell, of Coweta.

On motion, the name of Mr. Pepper was added to the committee appointed to visit Milledgeville, and examine public buildings and other property of the State, in the place of Mr. Ellis, of Gilmer.

The House took up the report of the committee on the bill to amend an act entitled an act to alter and amend an act to incorporate the town of Hawkinsville, Pulaski county, to appoint commissioners for the same, to confer certain powers upon said commissioners, and for other purposes, etc.

Mr. Williams, of Dooly, moved that the bill be indefinitely postponed.

The ayes and nays were called thereon, and pending the same, the House adjourned until 9 o'clock, Monday morning next.

MONDAY, August 24, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

The House resumed the consideration of the unfinished business of Saturday, to-wit :

The motion to postpone indefinitely the bill to amend an entitled an act to alter and amend an act to incorporate the town of Hawkinsville, on which the ayes and nays were required to be recorded, and resulted in ayes 72; nays 54.

Those voting in the affirmative, are Messrs :

Atkins,	Hall, of Glynn,	Parke,
Ballanger,	Harkness,	Paulk,
Barnum,	Harrison, of	Penland,
Bennett,	Franklin,	Pepper,
Brassell,	Harris,	Perkins, of
Brinson,	Harper, of Sumter,	Cherokee,
Brown,	Harper, of Terrell,	Price,
Butt,	Higdon,	Rainey,
Clarke,	Hook,	Rawls,
Cleghorn,	Hudson,	Reddish,
Cloud,	Joiner,	Rosser,
Cobb,	Johnson, of Wilcox,	Rouse,
Crawford,	Kellogg,	Rumph,
Donaldson,	Kytile,	Scott,
Ellis, of Spaulding,	Lane,	Shackleford,
Erwin,	Lee,	Sorrells,
Felder,	Long,	Surrency,
Fincanon,	Lumpkin,	Taliaferro,
Flournoy,	McArthur,	Tate,
Ford,	McCullough,	Tumlin,
George,	McDougald,	Turnipseed,
Goff,	Matthews,	Warren, of Quitman,
Gray,	Nash,	Wilcher,
Gullatt,	Nisbet,	Williams, of Dooly.
Hall, of Bulloch,	Nunn,	

Those voting in the negative, are Messrs:

Allen, of Jasper,	Chambers,	Gardner,
Ayer,	Claiborne,	Hall, of
Barnes,	Clower,	Meriwether,
Beard,	Colby,	Haren,
Belcher,	Costin,	Harrison, of
Bethune,	Cunningham,	Hancock,
Bradford,	Davis,	Harden,
Bryant,	Ellis, of Gilmer,	Hillyer,
Campbell,	Fitzpatrick,	Holden,
Carpenter,	Floyd,	Houston,
Carson,	Fyall,	Hughes,

Johnson, of Towns,	Read,	Stone,
Linder,	Rice,	Strickland,
Moore,	Richardson,	Warren, of Burke,
O'Neal, of Lowndes,	Salter,	Watkins,
O'Niel, of Baldwin,	Sims,	Williams, of Harris,
Osgood,	Smith, of Charlton,	Williams, of
Perkins, of Dawson,	Smith, of	Haralson.
Porter,	Muscogee,	

Ayes, 72; nays, 54. So the motion prevailed.

Leave of absence was granted to Messrs. Ballard and Lindsay, on account of sickness; and to Mr. Rice, of Columbia, for two days, on special business; and to Mr. Vinson, of Crawford, for a few days; to Mr. Sisson and Mr. Fryer, on account of sickness.

The House took up the resolution authorizing the Governor to appoint a committee of three to examine certain records transcribed by Major H. G. J. Williams to fix the value of the said labor, etc., which was read, adopted and ordered to be sent forthwith to the Senate.

On motion of Mr. Scott of Floyd, the rule was suspended, and the Senate bill to authorize the holding of the Superior Courts at the ensuing Fall Term, and to provide juries therefor, was read first time.

The Clerk proceeded to call the roll of counties, when the following bills were introduced and read the first time, to-wit:

By Mr. Paulk, a bill to change the line between Berrien and Irwin counties.

By Mr. Maull, of Muscogee, a bill for the relief of Jane E. Sims, and to constitute her a *feme sole*, as to her separate property.

By Mr. Barnum, of Stewart, a resolution requesting the Governor to issue his proclamation disbanding certain organizations.

By Mr. Franks, of Bibb, a bill to declare in what manner Sheriffs, Clerks, Ordinaries, Administrators, Executors, Guardians and Trustees, shall advertise sales, rules, and other official notices and proceedings.

By Mr. McCullough, of Jones, a resolution requesting the Governor to furnish certain reports.

Also, a bill to compensate Julius Glover and L. Smith, of Jones county.

Also, a bill exempting the members of the Merchant's & Mechanic's Fire Company, of Milledgeville, from road duties, etc.

By Mr. Perkins, of Cherokee, a bill to change the line between the counties of Cherokee and Pickens, so as to in-

clude all of the plantation of William Dowda in the county of Cherokee.

By Mr. Turnipseed, of Clay, a bill to make it penal to destroy or injure personal property.

By Mr. Lane, of Brooks, a bill to authorize the Governor to appoint Tax Collectors and Receivers in counties where vacancies may exist or occur, etc.

By Mr. Fowler, of Catoosa, a bill to exclude certain lands from the corporate limits of the town of Ringgold.

By Mr. Lastinger, a bill to incorporate the town of Homerville in the county of Clinch, etc.

Also, a bill for the relief of Rachael Box, of the county of Clinch.

By Mr. Harris, of Murray, a bill to amend an act to incorporate the town of Spring Place, in the county of Murray, and to define more accurately the duties and powers of Commissioners of said town, and for other purposes, etc.

By Mr. Scroggins, of Coweta, a bill to extend the aid of the State to the completion of the Savannah, Griffin, & North Alabama Railroad.

By Mr. Kellogg, of Forsyth, a bill to incorporate the Buck-Eye Mining and Manufacturing Company of Forsyth, Hall, Dawson and adjoining counties of North East Georgia.

By Mr. Lee, of Newton, a bill for the relief of the West Point and the Macon & Western Rail Road.

By Mr. Kellogg, of Forsyth, a bill to prevent the illegal returns of lands in this State.

By Mr. Stone, of Jefferson, a resolution requesting the Committee on the Judiciary, to report a bill prohibiting itinerant females from swearing bastard children, etc., in certain cases.

The House took up the report of the committee on the bill to create, in the several counties in this State, a board of Commissioners of Roads and Revenue.

The report of the committee was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Clinch and Coffee.

The report of the committee was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Taylor and Macon.

The report of the committee was agreed to. The bill read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Greene and Taliaferro.

On motion of Mr. Holden, the county of Hancock was added to the bill.

The report, as amended, was then agreed to. The bill was read a third time and passed.

The bill to authorize the administrator of Lazarus Summerlin, deceased, to sell certain lands belonging to the said estate, in Newton county, was taken up. The report was agreed to and the bill lost.

The bill to repeal so much of sections 919, 930, 939, of Irwin's Code of Georgia as relates to the election of Tax Receiver and Tax Collector, and compensation therefor, etc., was taken up and lost.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr Speaker : The Senate have passed a bill to be entitled an act, to repeal an act, assented to December 16th, 1857, entitled "An act to repeal the second section of an act to amend an act entitled an act to give all persons employed on steamboats and other watercrafts on the Chattahoochee, Altamaha, and Ocmulgee rivers, a lien on said steamboats or watercrafts, for his, her or their wages; and for wood and provisions furnished; and to point out and facilitate the mode of collection of the same, assented to December 11th, 1841, so as to include the Savannah river within the provisions of the same, and for other purposes, assented to Dec. 27th, 1842 ;" and I am directed to transmit the same forthwith, to this branch of the General Assembly.

Also, the Senate have concurred in the following House resolutions, to-wit :

A resolution authorizing His Excellency, the Governor, to appoint three competent persons to examine the land books of Muscogee, Carroll and Coweta, lately transcribed by Major H. J. G. Williams, and fix the value thereon.

Also, a resolution authorizing His Excellency, the Governor, to furnish all civil officers of this State with a copy of Irwin's Revised Code, and to pay for the same out of any money in the Treasury not otherwise appropriated; both of which resolutions I am directed to transmit forthwith to this branch of the General Assembly.

By Mr. Williams, of Morgan, a bill to charter the Mutual Life Insurance Company of Georgia.

By Mr. Ayer, of Jefferson, a bill to reduce the bond of the Sheriff of Jefferson county, Georgia.

By Mr. Perkins, of Dawson, a bill for the relief of former County Solicitors.

By Mr. Parks, of Gwinnett, a bill for the relief of Meritt Camp, of the county of Gwinnett.

By Mr. Linder, of Lawrence, a bill to establish Pauper Farms, or Houses of Refuge, in the several counties of this State.

By Mr. Joiner, of Dougherty, a bill to compel police officers to wear badges, and to regulate their duties in particular cases.

By Mr. Hillyer, of Camden, a bill to punish trespassers upon land, etc.

By Mr. Madison, of Lincoln, a resolution to compel committee men to attend committee meetings.

By Mr. Price, a bill for the relief of honest debtors, etc.

By Mr. Porter, of Chatham, a bill to compel common carriers to provide equal accommodation for passengers without discrimination, and for other purposes.

By Mr. Osgood, of Chatham, a bill to incorporate the American Agricultural and Mineral Land Company.

By Mr. Hall, Chairman of the Committee on Finance, a bill to levy and collect a tax for the support of the government for the year 1869, etc.

By Mr. Hook, of Milton, a bill to prevent the election of free persons of color to office.

By Mr. Tumlin, of Randolph, a bill to prevent hunting on the lands of another without the consent of owner of said lands.

By Mr. Cunningham, of Oglethorpe, a bill to establish a common school system for the State of Georgia.

Mr. Holden, from the Committee on Enrollment, submitted the following report.

Mr. Speaker: The Committee on Enrollment report as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House, the following resolution, to-wit:

A resolution authorizing the State Treasurer to advance to each member of the General Assembly and its officers the sum of one hundred dollars.

W F. HOLDEN.

The House took up the special order, to-wit: the bill to provide for the holding of an election for Mayor and a Board of Aldermen for the city of Savannah.

Several amendments were offered and agreed to.

Mr. Sims, of Chatham, offered the following amendment, which was lost:

"Provided, further, that nothing in the 4733d section shall be so construed as to make a person owner of real estate before he can vote."

The report of the committee, as amended, was agreed to.

Mr. Sims moved an indefinite postponement of the bill, which motion was lost.

The bill was read the third time and passed.

The call of the roll of counties was continued, and the following bills introduced and read the first time, to-wit:

By Mr. Rainey, of Schley, a bill to authorize ordinaries of the several counties of this State to levy a special tax for educational purposes on each and every dog, etc.

By Mr. Surrency, of Tatnall, a bill to reduce the Sheriff's bond of Tatnall.

By Mr. Johnson, of Wilcox, a bill to change the county line between the counties of Irwin and Wilcox.

By Mr. Kytle, of White, a bill to change the line between the counties of Hall and White.

By Mr. Flournoy, of Washington, a bill to make hunting with fire arms upon the lands of another, trespass, and the same penal.

By Mr. Rouse, of Worth, a bill for the relief of George D. Whitfield, of the county of Dooly.

The House took up the report of the committee on the bill to amend section 3174 of Irwin's Code, as relates to the county of Lowndes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Clayton and Henry.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the charter of the town of Athens.

The report was agreed to, which being adverse to the bill, the same was lost.

The House took up the report of the committee on the bill to amend the 2530th and 2531st sections of the Code of Georgia, and pending the consideration thereof, the House adjourned until 9 o'clock, to-morrow morning.

TUESDAY, August 25, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

The House resumed the consideration of the unfinished business of yesterday, to-wit: the bill to amend the 2530th and 2531st sections of the Code of Georgia.

Mr. Seale, of Pike, offered the following amendment:

Strike out the words "indigent" and insert, after the words "helpless and adult heirs," the words "who have been receiving their support from said estate;" which amendment was agreed to.

Mr. Williams, of Morgan, offered the following amendment:

Provided, Said estate is not in debt; which amendment was lost; the report of the committee was agreed to, as amended; the bill was read the third time, and put upon its passage; the ayes and nays were ordered, and resulted in ayes, 87; nays, 45.

Those voting in the affirmative, are Messrs :

Anderson,	Floyd,	Matthews,
Atkins,	Ford,	Maxwell,
Ballard,	Fyall,	Nash,
Ballanger,	Gardner,	Nisbet,
Barnes,	George,	Osgood,
Barnum,	Gober,	Parke,
Belcher,	Goff,	Paulk,
Bennett,	Hall, of Bulloch,	Penland,
Bethune,	Hall, of Glynn,	Pepper,
Brinson,	Hall, of Meriwether,	Perkins, of Dawson,
Butt,	Hamilton,	Rainey,
Chambers,	Harkness,	Rawls,
Clarke,	Haren,	Read,
Cleghorn,	Harrison, of	Reddish,
Cloud,	Franklin,	Rumph,
Clower,	Harris,	Scott,
Cobb,	Harper, of Sumter,	Seale,
Colby,	Harper, of Terrell,	Shackleford,
Costin,	Harden,	Smith, of Muscogee,
Crawford,	Hook,	Sorrells,
Cunningham,	Houston,	Strickland,
Davis,	Hughes,	Surrency,
Drake,	Lastinger,	Taliaferro,
Donaldson,	Lee,	Tate,
Ellis, of Spaulding,	McArthur,	Tumlin,
Erwin,	McCullough,	Turnipseed,
Evans,	McDougald,	Walthal,
Felder,	Madden,	Warren, of Quitman,
Fincanon,	Madison,	Wilcher.

Those voting in the negative, are Messrs:

Allen, of Jasper,	Hillyer,	Price,
Ayer,	Hudson,	Prudden,
Bradford,	Johnson, of Towns,	Rice,
Brassell,	Kytte,	Richardson,
Brown,	Lane,	Rouse,
Bryant,	Long,	Salter,
Buchan,	Lumpkin,	Sims,
Burtz,	McCormick,	Smith, of Charlton,
Campbell,	Meadows,	Stone,
Carson,	Moore,	Watkins,
Claiborne,	Nunn,	Williams, of Dooly,
Ellis, of Gilmer,	O'Neal, of Lowndes,	Williams, of Harris,
Flournoy,	O'Niel, of Baldwin,	Williams, of
Harrison, of	Perkins, of	Haralson,
Hancock,	Cherokee,	Williams, of Morgan.
Higdon,	Porter,	

Ayes, 87; nays, 45. So the bill was passed.

The House took up the report of the committee on the Senate bill to be entitled "An act to authorize the holding of the Superior Courts at the ensuing Fall Terms, and to provide juries therefor."

Mr. Shumate, of Whitfield, offered the following amendment, to come in at the end of the first section:

"And where juries have not been drawn as aforesaid, it shall be the duty of the Judge of the Superior Court, presiding at said Court, to have grand and petit jurors summoned instantler, composed of persons now qualified to serve as grand jurors, and all trials by said juries shall be legal;" which was agreed to. The bill was read the third time and passed.

The House took up the report of the committee on the bill to provide for the election of Justices of the Peace and Constables.

The report of the committee was agreed to; the bill was read the third time and passed.

The bill to provide for the speedy and sure collection, by Clerks of the Superior Courts, of their fees for recording deeds, was withdrawn.

The bill providing for the distribution of property in certain cases, was read the third time and lost.

The House took up the report of the committee on the bill to make it penal for any person to convey or transfer the same property more than one time; the report of the committee was agreed to, which being adverse to the bill, the same was lost.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the

Speaker of the House of Representatives, the following resolutions, to-wit:

A resolution authorizing his Excellency, the Governor, to appoint three competent persons to examine the land books of Muscogee, Carroll and Coweta, lately transcribed by Maj. H. J. G. Williams, and fix the value thereon.

Also, a resolution authorizing his Excellency, the Governor, to furnish all civil officers of this State with a copy of Irwin's Revised Code, and to pay for the same out of any money in the Treasury not otherwise appropriated.

The bill for the relief of J. J. Stallings, executor of S. Gibson, withdrawn.

The House took up the report of the Committee on the bill to alter and amend the Road Laws of this State.

The report was agreed to, and the bill lost.

The House took up the report of the committee on the bill to provide for the election of Justices of the Peace throughout this State, etc.

The report was agreed to, which being adverse, the bill to it was lost.

The House took up the report of the committee on the bill to adjourn to Milledgeville.

Mr. Bryant, of Richmond, offered the following as a substitute:

Be it enacted that the General Assembly will adjourn on the fifth day of September next.

On motion of Mr. Lee, of Newton, the bill and substitute were indefinitely postponed.

The bill to appropriate a fund to remove obstructions from the river between the cities of Savannah and Augusta, was taken up, and, on motion, referred to the Committee on Agriculture and Internal Improvements.

The bill to protect farmers from fox hunters, etc., was read the third time and lost.

The House took up the report of the committee on the bill providing the time when cost on suits and action shall be paid.

The report was agreed to, and the bill lost.

The bill to fix the salaries of District Judges, Solicitors, etc., was referred to a special committee of one from each District.

The bill to relieve Seaborn Montgomery, and others, as securities of Henry L. Tison, Tax Collector of Schley county, etc., was read the third time and lost.

The House took up the resolution to encourage immigration, and to improve the unequalled natural advantages of the State, which was read and adopted.

Mr. Paulk, of Berrien, offered a resolution providing for holding two sessions per day; the House refused to suspend the rule to take up the resolution.

Leave of absence was granted to Mr. Fryer, of Early, on account of sickness; to Mr. Johnson, of Wilcox, on account of sickness in his family; and to Mr. Joiner, of Dougherty, for a few days, on account of special business.

The House took up the report of the committee on the bill to alter and amend an act entitled an act to incorporate Oglethorpe University, at Midway, assented to December 21st, 1835.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to extend an act approved December 30th, 1847, and for other purposes therein mentioned, was laid on the table for the present.

The House took up the bill to define the liabilities and duties of all Insurance Companies not incorporated in this State.

Mr. Anderson, of Cobb, offered a substitute for said bill.

On motion of Mr. Lane, said bill and substitute were referred to the Committee on the Judiciary.

The House took up the report of the committee on the bill to consolidate and amend the several acts incorporating the town of Lumpkin.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to have certain laws remain of full force in this State.

The report was agreed to, and the bill lost.

The bill to define the liabilities of Insurance Companies hereafter to be incorporated, etc., was referred to the Committee on the Judiciary.

The House took up the report of the committee on the bill to amend the charter of the Atlanta Street Railroad Company to change its name, to lend the aid of the State thereto, to confer banking powers and privileges upon the same, and for other purposes, was taken up and referred to the Committee on the Judiciary.

The hour of adjournment having arrived, the House adjourned until 9 o'clock, to-morrow morning.

WEDNESDAY, August 26, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

Mr. Erwin, of Habersham, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the bill to relieve Seaborn Montgomery and others, as Secretaries of Henry L. Tison, Tax Collector of Schley county, etc.; which motion prevailed.

Mr. Hall, of Meriwether, offered a resolution providing that no new matter should be received, after Monday next, without the consent of two-thirds of the House, and for holding two sessions per day.

The House refused to suspend the rule to take up said resolution.

The Clerk proceeded to call the roll of counties for the introduction of new matter, when the following were introduced and read the first time, to-wit:

By Mr. Shumate, of Whitfield, a bill amendatory of the charter of the Atlanta Medical College.

By Mr. Strickland, of Paulding, a bill to reduce the Sheriff's bond in the county of Paulding.

By Mr. Walthal, of Polk, a bill to amend an act to incorporate the Georgia Western Railroad Company.

By Mr. Butt, of Marion, a bill to change the time of holding the Superior Court in the county of Marion.

Also, a bill to prevent the hunting with dogs and killing of deer during the months of June, July, August, in the counties of Marion, Talbot, Taylor and Chattahoochee, and to prescribe punishment for the same.

By Mr. Salter, of Pulaski, bill to establish a State police.

By Mr. Williams, of Morgan, a bill to prevent the trespass of stock upon the lands or crops of others without the consent of the owners or tenants upon said lands.

By Mr. Williams, of Haralson, a bill to reduce the Sheriff's bond in the county of Haralson.

By Mr. Hall, of Glynn, a bill to increase the salary of the Superintendent of the shoe shop of the Georgia Penitentiary.

By Mr. Reid, of Dougherty, a bill to change the time and manner of holding elections in the State of Georgia.

The following message was received from the Senate through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following bills, to-wit:

A bill to be entitled an act to change the laws of this State

where Milledgeville is named, or referred to, as the Capital of this State.

Also, a bill to be entitled an act to amend an act entitled an act to fix the time of holding the Supreme Court and to regulate proceedings therein, approved December 15, 1866.

Also, the Senate have concurred in the House amendment to "a bill to be entitled an act to authorize the holding of the Superior Courts of this State, at the ensuing fall terms, and to provide juries therefor," and I am directed to transmit the same forthwith to this branch of the General Assembly.

Mr. Hall, of Meriwether, presented a memorial from Mrs. Fanny Allen, which, on motion, was referred to a special committee, consisting of Messrs. Hall, of Meriwether, Prudden, Strickland, Watkins, Wilcher and Surrency.

Mr. Hillyer, of Camden, reported a bill to validate the charter of the city of St. Mary's, Georgia.

Mr. Turner, of Bibb, reported a bill to limit and regulate the hours of a day's labor, under certain conditions.

Mr. Madison, of Lincoln, reported a bill to change the Code (sections 1466 and 1467) and to place milling on the same footing with other private property.

Mr. Colby, of Greene, reported a bill to allow the Ordinary and other county officers of this State to advertise in such newspapers of this State as they may select.

Mr. Strickland, of Paulding, reported a bill to regulate the charges on license of retailers of spirituous liquors in the county of Paulding.

Mr. Stone, of Jefferson, offered a resolution instructing the Judiciary Committee to report a bill to compel physicians to answer all calls, night and day, etc.

Mr. Hillyer, of Camden, offered a resolution for preventing officious and meddlesome persons from interfering in the legislation by imposing their presence within side of the bar of the House.

Mr. O'Neal, Chairman of the Committee on the Judiciary, submitted the following report:

Mr. Speaker: The Judiciary Committee have had the following bills under consideration, and beg leave to submit the following report:

"An act to amend section 1429 of the Code of Georgia." The committee recommend that this bill do not pass.

"A bill to be entitled an act to authorize the payment of certain claims against the Western and Atlantic Railroad." Recommend this bill do pass, with amendment.

"An act to incorporate the Brunswick Gas Light Manufacturing Company." Recommend this bill do pass.

"An act entitled an act to compel the collection of the unpaid tax due for the year 1867." Recommend this bill do not pass, the law being sufficiently full.

"A bill to be entitled an act to compel plaintiffs in *fi. fas.* to pay in advance the fees for advertising levies in certain cases." Recommend this bill do not pass.

"An act to prevent the holding of Ordinary and Clerk's Court at same time." Recommend this bill do not pass.

"An act for the relief of James J. Miller, of the county of Fulton." Recommend this bill do not pass.

JOHN W O'NEAL,
Chairman Committee.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following House bill, to-wit:

A bill to be entitled an act to relieve the present Comptroller and Treasurer of certain liabilities. They have also amended and adopted as amended, House resolution to encourage immigration, and to improve the unequalled natural advantages of the State, in which amendment they ask the concurrence of the House. All of which I am directed to transmit forthwith to this branch of the General Assembly.

The Committee on Enrollment made the following report:

Mr. Speaker: The Committee on Enrollment report as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following bill to-wit:

A bill to authorize the holding of the Superior Courts at the ensuing fall terms, and to provide juries therefor.

WM. F. HOLDEN,
Chairman.

Mr. Holden, Chairman of the Committee on Enrollment, reports as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following act to-wit:

An act to relieve the present Comptroller and Treasurer of certain liabilities.

Also, a resolution to encourage immigration and to improve the unequalled natural advantages of the State.

Mr. Scott, from the Committee on Privileges and Elections, submitted the following report:

We, the undersigned, members of the Committee on Privileges and Elections, to whose consideration was referred a resolution of this House to enquire into the eligibility of F. H. Fyall, a member of this House, from the county of Macon, beg leave to make the following minority report:

1st. Upon an investigation of the case of said Fyall, and on examination of the evidence, we find that said Fyall *was not*, previous to the election of members of the General Assembly, held on the 20th, 21st, 22d and 23d days of April, 1868, a citizen of the county of Macon, but a citizen of the county of Bibb; and that said Fyall has not since said election, resided in the county of Macon, but in the county of Bibb, and that said Fyall is at present a citizen of Bibb county, and for the above reasons is not eligible to his seat as a member of this House under the Constitution of this State.

2dly. We further find that said F. H. Fyall is a free person of color, and for this reason is not, under the Constitution of this State, nor any law, thereof, eligible to his seat upon this floor.

And for the reasons above stated, the undersigned respectfully recommend that said Fyall be declared ineligible to his seat as a member of this body, and be immediately removed therefrom.

In making this report the undersigned would respectfully submit their reasons for making the same, before final action was taken thereon by the Committee upon Privileges and Elections. During the first week of the session of this body the resolution of this House looking to the eligibility of said Fyall, was referred to this committee for their investigation. Effort after effort has been made by the undersigned members of said committee to bring said investigation to a close, and report the same to this House, the disposition of the majority of the committee seems to be, to prevent investigation, rather than make one as required by the resolution of this House. Satisfied in our own minds that the matter will never reach a conclusion before the committee, we deem it but just to ourselves to make this report. All of which is respectfully submitted,

(Signed)

DUNLAP SCOTT,
T. M. HARKNESS,
JOHN LONG,
WILLIAM ANDERSON,
P. H. BRASSELL,
W P PRICE.

Mr. Bryant, of Richmond, objected to the report being allowed at this time, upon the ground, that the majority had not yet made a report, and that it was not in order for the minority to make a report until the majority report came in.

The Speaker decided the point not well taken; that the majority having had ample time, could not cut off the minority from reporting by withholding theirs, and that this being

a privileged question, the minority report would be allowed.

Mr. Bryant appealed from the decision. The House sustained the decision of the Speaker.

Mr. Duncan, of Houston, offered the following resolution as a substitute for the minority report :

WHEREAS, The Hon. T. M. Allen, of Jasper, E. Barnes, of Hancock, T. P. Beard, of Richmond, Edwin Belcher, of Wilkes, T. G. Campbell, of McIntosh, M. Claiborne, of Burke, G. H. Clower, of Monroe, Abraham Colby, of Greene, J. T. Co-tin, of Talbot, Madison Davis, of Clark, Monday Floyd, of Morgan, T. H. Fyall, of Macon, G. Gardner, of Warren, W. A. Golden, of Liberty, W. H. Harrison, of Hancock, N. S. Houston, of Bryan, Phillip Joiner, of Dougherty, George Linder, of Laurens, R. Lumpkin, of Macon, Romulus Moore, of Columbia, Peter O'Neal, of Baldwin, James Porter, of Chatham, Alfred Richardson, of Clark, J. M. Sims, of Chatham, Abraham Smith, of Muscoge, A. Stone, of Jefferson, H. M. Turner, of Bibb, John Warren, of Burke, S. Williams, of Harris, holding seats on this floor, are not eligible thereto under the Constitution of Georgia, said members being free persons of color ; therefore, be it

Resolved, That said members be no longer regarded or recognized as members of this House, and that the Clerk shall hereafter cease calling the names of said persons ; which was received by Mr. Scott as a substitute for his report.

Mr. Bryant raised the point of order, that the same question having been once before the House, could not legitimately be brought up before it again.

The Speaker decided the point not well taken.

Mr. Bethune, from the Committee on Privileges and Elections, submitted the following report :

Mr. Speaker : As Chairman of the Committee on Privileges and Elections, I beg leave to say that the standing committees have not been announced for six weeks, as stated, but about four weeks. We met on the 27th of July, immediately after the committee was announced, elected a Clerk, and again on the 28th or 29th, and ordered the Clerk to cite all parties interested to appear before us on the 14th instant. On the 14th we met, and the case of Davis was taken up ; but as it was likely to be tedious, it was postponed to take up the cases from Randolph, which have been reported on. So soon as the cases from Randolph were disposed of, the case of Fyall was taken up, and after much discussion, certain constitutional and legal questions were settled, and the committee continued the investigation of the case, and having examined all the witnesses present and reduced the testimony

to writing, we met on Friday last, when Fyall asked for the appointment of some officer in Macon county to take such evidence as he might submit, going to show that he resided in Macon county at the time of the election; which application was submitted to the committee, when said committee voted to grant his request, and, on motion of the members making this Minority Report, the committee adjourned, subject to the order of the Chair. This was last Saturday. Yesterday, the most of the committee were compelled to attend the meetings of the committees on the Judiciary and District Courts. As Chairman, I ask that the consideration of the Report of said Minority, submitted in Fyall's case, be postponed until the evidence from Macon county comes in. As Chairman, I further state, that I have attended all meetings of the committee, and have found the members thereof as prompt in their attendance, and their labor has been as constant, as any other committee that I have attended; and that we hope shortly to be able to submit a full report.

(Signed)

MARION BETHUNE,

Chairman.

Mr. Duncan, of Houston, moved to lay Mr. Bethune's report upon the table; upon which motion the ayes and nays were required to be recorded, and resulted in ayes 81; nays 52.

Those voting in the affirmative, are Messrs :

Anderson,	Flournoy,	Long,
Atkins,	Ford,	McArthur,
Ballard,	Fowler,	McCullough,
Ballanger,	George,	McDougald,
Barnum,	Gober,	Matthews,
Bennett,	Goff,	Nash,
Brassell,	Gray,	Nisbet,
Brinson,	Gullatt,	Nunn,
Brown,	Hall, of Bulloch,	Paulk,
Burtz,	Hall, of Glynn,	Penland,
Butt,	Hamilton,	Pepper,
Clarke,	Harkness,	Perkins, of
Cleghorn,	Harrison, of	Cherokee,
Cloud,	Franklin,	Phillips,
Cobb,	Harris,	Prudden,
Crawford,	Harper, of Sumter,	Rainey,
Drake,	Harper, of Terrell,	Rawls,
Donaldson,	Higdon,	Reddish,
Duncan,	Holden,	Rosser,
Ellis, of Spaulding,	Hook,	Rumph,
Erwin,	Hudson,	Scott,
Felder,	Kellogg,	Seale,
Fincanon,	Kytle,	Sewell,

Shackleford,	Taliaferro,	Warren, of Quitman,
Shumate,	Tate,	Welchel,
Sorrells,	Tumlin,	Wilcher,
Strickland,	Turnipseed,	Williams, of Dooly,
Surrency,	Walthal,	Zellars.

Those voting in the negative, are Messrs :

Allen, of Jasper,	Davis,	Lee,
Ayer,	Ellis, of Gilmer,	Linder,
Barnes,	Fitzpatrick,	Lumpkin,
Beard,	Floyd,	McCormick,
Belcher,	Franks,	Madden,
Bethune,	Fyall,	Moore,
Bradford,	Gardner,	O'Niel, of Baldwin,
Bryant,	Golden,	Porter,
Caldwell,	Hall, of	Rice,
Campbell,	Meriwether,	Richardson,
Carson,	Haren,	Salter,
Chambers,	Harrison, of	Sims,
Claiborne,	Hancock,	Smith, of Charlton,
Clower,	Harden,	Smith, of Muscogee,
Colby,	Hillyer,	Stone,
Costin,	Houston,	Turner,
Cunningham,	Joiner,	Twedy,
Darnell,	Johnson, of Towns,	Warren, of Burke.

Ayes, 81 ; nays, 52. So the motion prevailed.

Mr. Scott, of Floyd, made the point, that upon the decision of the question now under consideration, the persons whose seats are contested and herein involved, are not allowed to vote.

Mr. Price, (the Speaker *pro tempore*,) being in the Chair, decided the point well taken.

Mr. Bryant appealed from the decision of the Chair ; upon which appeal the ayes and nays were required to be recorded and resulted in ayes 90 ; nays 19.

Those voting in the affirmative, are Messrs :

Anderson,	Caldwell,	Flournoy,
Atkins,	Chambers,	Ford,
Ballard,	Clarke,	Fowler,
Ballanger,	Cleghorn,	George,
Barnum,	Cobb,	Gober,
Bell,	Crawford,	Goff,
Bennett,	Drake,	Gray,
Bethune,	Donaldson,	Gullatt,
Bradford,	Duncan,	Hall, of Bulloch,
Brassell,	Ellis, of Spaulding,	Hall, of Glynn,
Brown,	Erwin,	Hamilton,
Burtz,	Felder,	Harkness,
Butt,	Fincannon,	Harris,

Harrison, of	Nunn,	Sewell,
Franklin,	O'Neal, of Lowndes,	Shackleford,
Harper, of Sumter,	Parke,	Shumate,
Harper, of Terrell,	Paulk,	Sorrells,
Higdon,	Penland,	Strickland,
Holden,	Pepper,	Taliaferro,
Hook,	Perkins, of	Tate,
Hooks,	Cherokee,	Tumlin,
Hudson,	Phillips,	Turnipseed,
Kellogg,	Rainey,	Walthal,
Kytte,	Rawls,	Warren, of
Lee,	Read,	Quitman,
Long,	Reddish,	Welchel,
McArthur,	Rice,	Wilcher,
McCullough,	Rosser,	Williams, of Dooly,
McDougald,	Rouse,	Williams, of
Matthews,	Rumph,	Morgan,
Nash,	Scott,	Zellars.
Nisbet,	Seale,	

Those voting in the negative, are Messrs:

Ayer,	Franks,	McCormick,
Bryant,	Hall, of Meriwether,	Madden,
Buchan,	Haren,	Osgood,
Cunningham,	Harden,	Salter,
Darnell,	Hillyer,	Tweedy,
Ellis, of Gilmer,	Johnson, of Towns,	Watkins,
Fitzpatrick,		

Ayes, 90; nays, 19. So the decision of the Chair was sustained.

Mr. O'Neal, of Lowndes, upon motion, is allowed to enter upon the Journal the following reasons for his vote:

"I vote 'yes,' under the ruling of the Chair, that when the final question of eligibility comes up, that a division of the question so as to bring up each member's case, can be asked and will be allowed by the Chair, subject to the action of the House; and I believe that each member's case will come up on its own merits, and I believe that the member whose case thus comes up, ought not to be allowed to vote."

On motion, the House adjourned until 9 o'clock, to-morrow morning.

THURSDAY, August 27, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

Mr. Rice, of Columbia, moved a reconsideration of so much of the Journal of yesterday, as relates to the action of the House upon the minority report from the Committee on Privileges and Elections.

Mr. Scott raised a point of order, that as the minority report is part of the unfinished business of yesterday, and a motion to reconsider is not in order until the whole question has been disposed of.

The Speaker decided the point not well taken.

The previous question was called and sustained, and upon the motion to reconsider, the ayes and nays were required to be recorded, and resulted in ayes 53; nays 85.

Those voting in the affirmative, are Messrs :

Allen, of Jasper,	Ellis, of Gilmer,	Madden,
Ayer,	Fitzpatrick,	Moore,
Barnes,	Floyd,	Neal,
Beard,	Franks,	O'Neal, of Lowndes,
Belcher,	Fyall,	O'Niel, of Baldwin,
Bethune,	Gardner,	Osgood,
Bradford,	Golden,	Porter,
Bryant,	Hall, of Meriwether,	Prudden,
Buchan,	Haren,	Rice,
Campbell,	Harden,	Richardson,
Carson,	Hillyer,	Salter,
Chambers,	Houston,	Sims,
Claiborne,	Joiner,	Stone,
Clower,	Johnson, of Towns,	Strickland,
Colby,	Lee,	Turner,
Cunningham,	Linder,	Tweedy,
Darnell,	Lumpkin,	Williams, of Harris,
Davis,	McCormick,	Warren, of Burke.

Those voting in the negative, are Messrs :

Anderson,	Cleghorn,	Gullatt,
Ballard,	Cloud,	Hall, of Bulloch,
Ballanger,	Cobb,	Hall, of Glynn,
Barnum,	Crawford,	Hamilton,
Bennett,	Drake,	Harkness,
Brassell,	Donaldson,	Harrison, of
Brinson,	Duncan,	Franklin,
Brown,	Ellis, of Spaulding,	Harris,
Burtz,	Erwin,	Harper, of Sumter,
Butt,	Felder,	Harper, of Terrell,
Clark,	Fincannon,	Higdon,

Flournoy,	Nunn,	Shackleford,
Ford,	Parke,	Shumate,
Fowler,	Paulk,	Sisson,
George,	Penland,	Smith, of Muscogee,
Gober,	Pepper,	Sorrells,
Goff,	Perkins, of	Surrency,
Gray,	Cherokee,	Taliaferro,
Hook,	Phillips,	Tate,
Hudson,	Price,	Tumlin,
Kellogg,	Rainey,	Turnipseed,
Kytile,	Rawls,	Vinson,
Long,	Reddish,	Walthal,
McArthur,	Rosser,	Warren, of
McCullough,	Rouse,	Quitman,
McDougald,	Rumph,	Welchel,
Matthews,	Scroggins,	Wilcher,
Nash,	Scott,	Zellars.
Nisbet,	Seale,	

Ayes, 53; nays, 85. So the motion was lost.

Mr. Bethune, of Talbot, moved a reconsideration of so much of the Journal of yesterday, as relates to the action of the House in laying upon the table the report made by the Chairman of the Committee on Privileges and Elections.

Mr. Shumate raised the point of order that the motion to reconsider, which had already been made and voted down by the House, involved the whole question, and that, therefore, a second motion to reconsider, is out of order.

The Speaker decided the point well taken.

Mr. Bethune appealed from the decision of the Chair, and the vote being taken, the House sustained the decision of the Chair.

The following message was received from his Excellency, the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following act, to-wit:

“An act to relieve the present Comptroller and Treasurer of certain liabilities.”

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have concurred in a House resolution, authorizing his Excellency, the Governor, to furnish all civil officers of the State with a copy of Irwin's Revised Code, and to pay for the same out of any money in the Treasury not otherwise appropriated.

Also, a resolution authorizing his Excellency, the Governor to appoint three competent persons to examine the “land books” of Muscogee, Carroll and Coweta, lately

transcribed by Major H. J. G. Williams, and fix the value thereon.

The hour of eleven o'clock having arrived, Mr. Price, of Lumpkin, called for the special order, to-wit:

The consideration of the bill extending the aid of the State to the completion of the Air Line Railroad, when, on motion of Mr. Gullatt, of Fulton, the same was postponed and made the special order for Monday next, at 10 o'clock, A. M.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following House bill, with certain amendments, in which amendments they ask the concurrence of the House, to-wit:

A bill to be entitled an act to provide for the election of a Mayor and Board of Aldermen for the city of Savannah, and I am directed to transmit the same forthwith to this branch of the General Assembly.

Mr. O'Neal, Chairman of the Committee on the Judiciary, submitted the following report:

Mr. Speaker: The Judiciary Committee have had the following bills under consideration, and report as follows:

An act to amend an act controlling the duties of Tax Receivers. The committee recommend that this bill do not pass.

Application for charter of the Georgia Mutual Fire and Life Insurance Company; recommend a substitute herewith transmitted.

An act to fix the pay of Grand and Petit Jurors and Bailiffs in the State of Georgia; recommend this bill do not pass.

A bill to be entitled "An act to alter and amend 4761st and 4767th sections of the Code relative to the powers and rights of the corporation of the city of Savannah;" recommend this bill do not pass.

A bill to be entitled "An act to authorize the Governor to appoint a Tax Receiver to fill a vacancy occasioned by the death of Wm. R. Hopkins;" recommend this bill do not pass.

JOHN W O'NEAL,
Chairman.

The following message was received from his Excellency, the Governor, by Mr. deGraffenreid, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following resolution, to-wit:

"A resolution to encourage immigration, and to improve

the unequalled natural advantages of the State."

The House then resumed the consideration of the unfinished business of yesterday, to-wit: The resolution received as a substitute in lieu of the minority report of the Committee on Privileges and Elections.

On motion of Mr. O'Neal, of Lowndes, the question was divided, and the cases of Madison Davis, F. H. Fyall, T. P. Beard and Edwin Belcher, were postponed for the present, and the cases of the others were taken up, and pending the discussion thereon, the House adjourned until 9 o'clock tomorrow morning.

FRIDAY, August 28, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Cloud.

Leave of absence was granted to the following gentlemen, to-wit: Messrs. Lane, of Brooks, Walthal, of Polk, on account of sickness; and to Messrs. Harden, of Newton, Caldwell, of Troup, Seale, of Pike, and Maxwell, of Henry, on account of sickness in their families.

The following changes were announced by the Speaker upon the committees, to-wit:

Mr. Carson, of Thomas, was added to the Committee on Privileges and Elections in the place of Mr. O'Neal, resigned; Mr. Hamilton, of Screven, to the Committee on Military Affairs, in the place of Mr. O'Neal, of Lowndes, resigned; and Mr. Rumph, of Wayne, to the Special Committee to consider the propriety of creating the District Courts.

Mr. Cloud, of Clayton, presented a memorial from the Jonesboro Cemetery Association, which was read and referred to a special committee, consisting of Messrs. Cloud, of Clayton, Brassell, of Fayette, Seale, of Pike, Bethune, of Talbot, and Walthal, of Polk.

The following message was received from his Excellency, the Governor, by Mr. deGraffenreid, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following resolutions, to-wit:

A resolution authorizing his Excellency, the Governor, to furnish all civil officers of this State with a copy of Irwin's Revised Code, and to pay for the same out of any money in the Treasury not otherwise appropriated.

A resolution authorizing his Excellency, the Governor, to

appoint three competent persons to examine the land books of Muscogee, Carroll and Coweta, lately transcribed by Maj. H. J. G. Williams, and fix the value thereon.

Mr. Carpenter, of Pierce, offered a resolution authorizing the Treasurer to pay to clerks of committees such amounts as the chairman of the respective committee may recommend.

On motion, the rule was suspended, and said resolution was taken up, read, and adopted.

The House took up the unfinished business of yesterday, to-wit: The resolution received as a substitute in lieu of the minority report of the Committee on Privileges and Elections.

Mr. Bethune, of Talbot, offered as a substitute for said substitute, the following resolution:

Resolved, That in view of the doubts resting on the minds of many in regard to the question of negroes holding office in this State, under the new Constitution, and there being no judicial decision settling the question, and it being important that this question should be settled at as early a day as practicable, after sufficient time has been given for investigation, and desiring all the light that can be shed upon this great issue, therefore, this House postpone further action on the amendment before the House, and being now discussed, until the next meeting of this General Assembly, and that the Judges of the Supreme Court be requested to give their opinion, in writing, to this branch of the General Assembly, at its next meeting, and that the Clerk of this House do furnish each of the Judges of the Supreme Court with a copy of so much of the Journal of this House as will enable them clearly to comprehend the question under consideration without delay.

Pending the discussion upon the said question of eligibility, Mr. Price, of Lumpkin, arose and offered the following preamble and resolutions, to-wit:

WHEREAS, Intelligence of the death of the Hon. J. B. Moon, Representative from the county of Madison, has been communicated to this House: and, whereas, it becomes us as individuals, and as members of this branch of the General Assembly, of which the deceased was but lately a fellow member, to bow submissively to the will of that Providence which has so inscrutably deprived us of his society and assistance; which has deprived his constituents of a worthy Representative on this floor, and which has removed from the bosom of his family a beloved husband and father; be it, therefore,

Resolved, By the House of Representatives, that as a body we deplore the death of the Hon. J. B. Moon, Representative from the county of Madison, and cheerfully record our

appreciation of his modest worth, his high integrity and sterling virtues, as a man, a citizen and Representative.

Resolved, That we tender to the stricken widow and the bereaved children of the deceased, our sincerest condolence.

Resolved, That the Clerk of this House transmit to the family of the deceased, a copy of the foregoing resolutions.

Resolved, That the House of Representatives do now adjourn until to-morrow morning, at 9 o'clock, in honor of the memory of the deceased.

On motion, said resolutions were taken up, read and unanimously adopted, and the House adjourned accordingly.

SATURDAY, August 29, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

Mr. Chambers, of Merriwether, offered a resolution authorizing the Clerk of the House and Secretary of the Senate to draw from the Treasurer the sum of five hundred dollars each, to pay contingent expenses, etc.

On motion, the rule was suspended, and said resolution taken up, read and adopted.

On motion, the House took up the Senate amendment to the House bill to provide for the election of Mayor and Board of Aldermen for the city of Savannah, and concurred in the same.

Mr. Hall, of Glynn, presented a memorial from a large number of the citizens of Augusta, upon the subject of removing obstructions from the Savannah river, which, on motion, was referred to the Committee on Agriculture and Internal Improvements.

On motion of Mr. Flournoy, of Washington, the use of the hall of the House of Representatives, was granted to the Rev. Thomas M. Harris, for divine service on to-morrow.

Leave of absence was granted to the following gentlemen on account of sickness, to-wit:

Phillips, of Echols, Barnes, of Hancock, Costin, of Talbot, and McDougald, of Chattahoochee; to Mr. Lastinger, of Clinch, to enable him to visit a sick friend, and to Mr. Hughes, of Twiggs, Mr. Colby, of Greene, Mr. Campbell, of Bryan, and Mr. Neal, of Warren, for a few days, on special business.

The House resumed the consideration of the unfinished business of yesterday, to-wit: the resolution offered as a substitute for the minority report of the Committee on Privileges and Elections.

Mr. Hudson offered a resolution that this House, during the discussion on this question of eligibility, will hold two sessions each day—meet at 9 o'clock, A. M.,—adjourn at 1 o'clock, P. M.,—meet at 3 o'clock, P. M., and adjourn at 6 o'clock, P. M.

Mr. Hudson moved a suspension of the rule, to take up said resolution, upon which motion, the ayes and nays were required to be recorded, and resulted in ayes, 85, nays, 40.

Those voting in the affirmative, are Messrs :

Anderson,	Hall, of Glynn,	Rainey,
Ballanger,	Hall, of Meriwether,	Rawls,
Barnum,	Hamilton,	Reddish,
Bell,	Harkness,	Rice,
Bennett,	Haren,	Rosser,
Bradford,	Harrison, of	Rouse,
Brassell,	Franklin,	Rumph,
Brinson,	Harris,	Scroggins,
Brown,	Harper, of Sumter,	Scott,
Burtz,	Harper, of Terrell,	Sewell,
Butt,	Harden,	Shackleford,
Carpenter,	Higdon,	Shumate,
Clarke,	Hook,	Sisson,
Cleghorn,	Hudson,	Smith, of Charlton,
Cloud,	Kellogg,	Sorrells,
Cobb,	Kyle,	Surrency,
Crawford,	Long,	Tate,
Drake,	McArthur,	Tumlin,
Donaldson,	McCullough,	Turnipseed,
Duncan,	Madison,	Vinson,
Erwin,	Nash,	Warren, of
Felder,	Nunn,	Quitman,
Fincanon,	Parke,	Watkins,
Flournoy,	Paulk,	Welchel,
Ford,	Pepper,	Wilcher,
Fowler,	Penland,	Williams, of Dooly,
George,	Perkins, of	Williams, of
Gober,	Cherokee,	Haralson.
Goff,	Price,	Williams, of Morgan.
Gray,	Prudden,	

Those voting in the negative, are Messrs :

Allen, of Jasper,	Carson,	Darnell,
Ayer,	Chambers,	Davis,
Beard,	Clower,	Ellis, of Gilmer,
Belcher,	Colby,	Fitzpatrick,
Bryant,	Cunningham,	Floyd,

Franks,	Johnson, of Towns,	Osgood,
Fyall,	Lee,	Page,
Gardner,	Linder,	Porter,
Golden,	Lumpkin,	Richardson,
Harrison, of	McCormick,	Salter,
Hancock,	Madden,	Sims,
Hillyer,	Maull,	Smith, of Muscogee,
Hopkins,	Moore,	Turner,
Houston,	O'Niel, of Baldwin,	Warren, of Burke.
Hughes,		

Ayes, 85; nays, 40. So a three-fourth vote being necessary to suspend the rule, the motion was lost.

Pending the discussion upon the said question of eligibility of colored members, at the hour of 1 o'clock, P. M., the House adjourned until 9 o'clock Monday morning next.

MONDAY, August 31st, 1868.

9 o'clock, A. M.

The House of Representatives met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Brantley.

The House then took up the unfinished business of Saturday, the same being the eligibility of colored members to seats in this House.

The House took up the bill extending State aid to the Georgia Air Line Railroad, the same being the special order for to-day, which, on motion of Mr. Hudson, of Harris, was made the special order for Monday next.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have concurred in the following resolutions of the House, to-wit :

A resolution authorizing the Clerk of the House of Representatives, and the Secretary of the Senate, to draw five hundred dollars each from the State Treasury to defray contingent expenses.

Also, a resolution authorizing the State Treasurer to pay committee clerks in accordance with certain regulations.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit :

An act to provide for the election of Mayor and a Board of Aldermen for the city of Savannah.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have adopted the following resolution, to-wit:

A resolution to give Mrs. Charles J. Williams, of Columbus, and Miss M. J. Green, of Resaca, Trustees of the Memorial Burying Ground, a free ticket over the State Road, and for other purposes, which I am directed to transmit forthwith to this branch of the General Assembly.

The House then proceeded with the previous discussion, when the hour for adjournment having arrived, the House adjourned until 9 o'clock to-morrow morning.

TUESDAY, Sept. 1st, 1868.

9 o'clock, A. M.

The House of Representatives met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Brantley.

Mr. Price, of Lumpkin, moved to reconsider so much of the Journal of yesterday as related to the action of the House making the bill extending State aid to the Georgia Air Line Railroad the special order for Monday next; said motion prevailed; and said bill was made the special order for Thursday next at 11 o'clock, A. M.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following resolutions, to-wit:

A resolution authorizing the State Treasurer to pay committee clerks in accordance with certain regulations.

Also, a resolution authorizing the Clerk of the House of Representatives, and the Secretary of the Senate, to draw five hundred dollars each from the State Treasury to defray contingent expenses.

The House then resumed the unfinished business of yesterday, the same being the consideration of the substitute for the report of the minority of the Committee on Privileges and Elections.

The following message was received from his Excellency, the Governor, by Mr. Davis, his Secretary, to-wit:

Mr. Speaker: I am directed by the Governor to deliver to the House of Representatives a communication in writing, with accompanying documents

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following bill, to-wit :

A bill to be entitled " An act to establish the City Court of Atlanta."

They have also adopted the following resolution, to-wit :

A resolution requesting the Governor to prohibit armed and unlawful assemblages, which I am directed to transmit forthwith to this branch of the General Assembly.

The following message was received from the Senate through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed a bill to be entitled an act to alter and amend the usury laws of this State, and I am directed to transmit the same forthwith to this branch of this General Assembly.

Mr. Shumate, of Whitfield, offered a resolution confining speakers to a specified time in the discussion concerning the eligibility of colored members to seats on this floor ; the rules being suspended, said resolution was adopted.

Leave of absence was granted to Mr. Perkins, of Dawson, on special business, after Tuesday next. Also, to Mr. Hardin, Clerk of the House, on account of sickness.

Mr. Williams, of Morgan, moved that the rule be suspended that the resolution offered by Mr. Hudson, of Harris, providing for two sessions of the House, may be taken up. The yeas and nays being demanded, resulted in ayes, 91 ; nays, 37

Those voting in the affirmative, are Messrs :

Anderson,	Ellis, of Spaulding,	Harrison, of
Allen, of Hart,	Erwin,	Hancock,
Ballanger,	Felder,	Harris,
Barnum,	Fincanon,	Harper, of Sumter,
Bell,	Flournoy,	Harper, of Terrell,
Bennett,	Ford,	Higdon,
Brassell,	Fowler,	Holden,
Brinson,	George,	Hook,
Brown,	Gober,	Hopkins,
Burtz,	Goff,	Hudson,
Butt,	Gray,	Humber,
Carpenter,	Gullatt,	Kellogg,
Clarke,	Hall, of Bulloch,	Kyle,
Cleghorn,	Hall, of Glynn,	Lastinger,
Cloud,	Hamilton,	Long,
Cobb,	Harkness,	McArthur,
Crawford,	Haren,	McCullough,
Drake,	Harrison, of	McDougald,
Donaldson,	Franklin,	Matthews,

Nash,	Reddish,	Tumlin,
Nisbet,	Rosser,	Turnipseed,
Nunn,	Rouse,	Vinson,
O'Neal, of Lowndes,	Rumph,	Warren, of
Parke,	Scott,	Quitman,
Paulk,	Sewell,	Watkins,
Penland,	Shackleford,	Welchel,
Pepper,	Shumate,	Wilcher,
Perkins, of	Sisson,	Williams, of Dooly,
Cherokee,	Sorrells,	Williams, of
Phillips,	Strickland,	Haralson,
Price,	Surrency,	Williams, of
Prudden,	Taliaferro,	Morgan,
Rainey,	Tate,	Zellars.
Rawls,		

Those voting in the negative are, Messrs :

Allen, of Jasper,	Floyd,	Madden,
Ayer,	Franks,	Moore,
Beard,	Fyall,	O'Niel, of Baldwin,
Belcher,	Gardner,	Osgood,
Bethune,	Golden,	Rice,
Bryant,	Hillyer,	Richardson,
Carson,	Houston,	Salter,
Chambers,	Joiner,	Smith, of Muscogee,
Cunningham,	Johnson, of Towns,	Stone,
Darnell,	Lee,	Tweedy,
Davis,	Lumpkin,	Warren, of Burke,
Ellis, of Gilmer,	McCormick,	Williams, of Harris.
Fitzpatrick,		

Ayes, 91; nays, 37. So the rule was not suspended.

The hour for adjournment having arrived, the House adjourned until 9 o'clock, to-morrow morning.

WEDNESDAY, September 2d, 1868.

9 o'clock, A. M.

The House of Representatives met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Brantley.

Mr. Williams, of Morgan, moved to reconsider so much of the Journal of yesterday, as relates to the refusal of the House to suspend the rule in order to take up the resolution providing for two sessions. Said motion prevailed.

Mr. Shumate, of Whitfield, then moved that the rule be suspended, and the resolution providing for two sessions be taken up. The yeas and nays being demanded resulted in, yeas 100; nays 33.

Those voting in the affirmative, are Messrs:

Allen, of Hart,	Hall, of Glynn,	Perkins, of
Ballanger,	Hamilton,	Cherokee,
Barnum,	Harkness,	Phillips,
Bell,	Haren,	Price,
Bennett,	Harrison, of	Prudden,
Bethune,	Franklin,	Rainey,
Bradford,	Harris,	Rawls,
Brassell,	Harper, of Sumter,	Reddish,
Brinson,	Harper, of Terrell,	Rosser,
Brown,	Higdon,	Rouse,
Burtz,	Holden,	Rumph,
Butt,	Hook,	Scroggins,
Caldwell,	Hopkins,	Scott,
Carpenter,	Hudson,	Sewell,
Clarke,	Humber,	Shumate,
Cleghorn,	Kytle,	Sisson,
Cloud,	Lane,	Smith of Charlton,
Cobb,	Lastinger,	Sorrells,
Crawford,	Lee,	Strickland,
Cunningham,	Long,	Surrency,
Drake,	McArthur,	Taliaferro,
Donaldson,	McCullough,	Tate,
Ellis, of Spaulding,	McDougald,	Tumlin,
Erwin,	Matthews,	Turnipseed,
Evans,	Maxwell,	Vinson,
Felder,	Maull,	Walthal,
Fincanon,	Nash,	Warren, of Quitman,
Flournoy,	Nunn,	Welchel,
Ford,	O'Neal, of	Wilcher,
Fowler,	Lowndes,	Williams, of Dooly,
George,	Osgood,	Williams, of
Goff,	Parke,	Haralson,
Gray,	Paulk,	Williams of Morgan,
Gullatt,	Penland,	Zellars.
Hall, of Bulloch,	Pepper,	

Those voting in the negative, are Messrs :

Allen, of Jasper,	Fitzpatrick,	Madden,
Ayer,	Floyd,	Moore,
Barnes,	Franks,	O'Niel, of Baldwin,
Beard,	Fyall,	Read,
Belcher,	Gardner,	Rice,
Bryant,	Golden,	Richardson,
Carson,	Hillyer,	Salter,
Chambers,	Joiner,	Smith, of Muscogee,
Claiborne,	Johnson, of Towns,	Stone,
Darnell,	Lumpkin,	Warren, of Burke,
Davis,	McCormick,	Williams, of Harris.

Ayes 100 ; nays 33. So the rules were suspended.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following bill, to-wit :

A bill to be entitled an act to require the Supreme Court Reporter to publish the decisions of said Court in pamphlet form, and to provide for the distribution of the same, and for other purposes.

The resolution was then taken up and adopted.

Mr. Anderson, of Cobb, reported the following bill from the majority of the Committee on Relief :

A bill to be entitled an act for the relief of debtors, and to authorize the adjusting of debts on principles of equity.

Also the resolution and report of the minority of the Committee on Relief. Both of which were read.

R. W. Phillips, Chairman of the Committee on Agriculture and Internal Improvement, reported the following :

To the Honorable, the Speaker and

Members of the House of Representatives :

Your committee to whom was referred a bill "to be entitled an act to incorporate the Cherokee Manufacturing Company, of Floyd county, Georgia," have considered the same, and recommend the same do pass, with the following amendment, to-wit : Strike out section (7) and insert a substitute therefor.

The House then resumed the unfinished business of yesterday, the same being the consideration of the substitute for the report of the Committee on Privileges and Elections.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate has passed a bill to be entitled an act to provide jurors for special or called terms of the

Superior Court of the counties of this State for the trial of criminal causes.

They have also adopted a resolution in relation to removing obstructions from the Tennessee River. All of which I am directed to transmit forthwith to this branch of the General Assembly.

Mr. O'Neal, Chairman of the Committee on the Judiciary, submitted the following report :

Mr. Speaker : The Judiciary Committee have had the following bills under consideration, and report as follows :

"A bill to be entitled an act to define the liabilities of all Insurance Companies, which may hereafter be incorporated by the Legislature of this State, except the "Georgia Masonic Mutual Life Insurance Company"; amount of original guaranteed capital stock required; the general rules to be observed, etc.

Also, a bill to be entitled an act to define the liabilities and duties of Agents of all Insurance Companies not incorporated in this State."

The committee recommend a substitute for the above two bills herewith transmitted.

"A bill to be entitled an act to amend the charter of the Atlanta Street Railroad Company; to change its name, to lend the aid of the State thereto; to confer banking powers and privileges upon the same; and for other purposes, etc." Recommend this bill do not pass.

"A bill to be entitled an act to reduce the bond of the Sheriff of the county of Hall, from the sum of ten thousand dollars to the sum of five thousand dollars." Recommend this bill do not pass.

"A bill to reduce the bond of the Sheriff of Pulaski county, Georgia." Recommend this bill do not pass.

"An act to reduce the bond of the Sheriff of Habersham county." Recommend do not pass.

"A bill to repeal an act entitled an act to relieve certain officers and soldiers of the army of the late Confederate States from certain disabilities." Recommend do not pass.

"A resolution that the bonds of county officers be reduced, and making it a misdemeanor for them to neglect their duties." In compliance with this resolution, the committee report a bill herewith transmitted.

"An act of incorporation of the People's Life Insurance Company of Georgia." Recommend this bill do pass as amended.

"An act amendatory of an act to incorporate the town of Columbus, etc." Recommend this bill do not pass.

"An act to protect growing crops from levy and sale un-

der foreclosure of mortgage and to encourage the collection of mortgaged premises." Recommend do not pass.

"An act to carry into effect the seventh article of the Constitution of Georgia, known as the Homestead Law." The committee recommend this bill do pass, with amendments.

JOHN W O'NEAL,
Chairman Committee.

Leave of absence was granted to Mr. Shackelford, of Heard; also, Mr. Chambers, of Meriwether, Mr. Duncan, of Houston, Mr. Caldwell, of Troup, on account of sickness in their families. Also, to Mr. Buchan, of Pulaski, and Mr. Hooks, of Wilkinson, on account of sickness.

Mr. Anderson, of Cobb, moved a suspension of the rules, that the Senate bill providing for jurors for special or called terms of the Superior Courts, be read. Said motion prevailed, and said bill was read the first time.

Mr. Shumate, of Whitfield, moved that the rules be suspended, that the House may concur in the resolution requesting the Governor to prohibit armed and unlawful assemblages.

Said motion prevailed, and said resolution was concurred in.

The hour of 12, M., having arrived, the House adjourned until 3 o'clock, P. M.

WEDNESDAY AFTERNOON.

WEDNESDAY, September 2, 1868.

3 o'clock, P. M.

The House of Representatives met pursuant to adjournment.

The House resumed the unfinished business of the morning, the same being the consideration of the substitute for the minority report of the Committee on Privileges and Elections.

Mr. Hall, of Glynn, moved that 200 copies of the report of the committee appointed to visit the Public Buildings, at Milledgeville, be printed. Said motion prevailed.

Mr. Lee, of Newton, moved that 200 copies of the Relief Bill, as reported by the Relief Committee, be printed. Said motion prevailed.

The following message was received from his Excellency, the Governor, by Mr. de Graffenried, is Secretary, to-wit:

Mr. Speaker: The Governor has signed the following resolution, to-wit: A resolution, authorizing the Clerk of the

House of Representatives and Secretary of the Senate to draw five hundred dollars from the State Treasury to defray contingent expenses.

Leave of absence was granted to Mr. Tate, of Elbert, on business, to commence from to-morrow week.

Also, to Mr. Read, of Dougherty, on account of the illness of his daughter.

Pending the discussion of the eligibility of colored members to seats on this floor, the House adjourned.

THURSDAY, September 3, 1868.

9 o'clock, A. M.

The House of Representatives met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Brantley.

The House then took up the unfinished business of yesterday, the same being the consideration of the substitute for the report of the minority of the Committee on Privileges and Elections.

Mr. Shumate, of Whitfield, moved that Mr. Turner, of Bibb, be allowed two hours in which to make his speech. Said motion prevailed.

On motion of Mr. Belcher, of Wilkes, Mr. Turner's time for speaking was extended to the hour of adjournment.

The following message was received from His Excellency, the Governor, by Mr. de Graffenreid, his Secretary, to-wit :

Mr. Speaker : I am directed by the Governor to deliver to the House of Representatives, a communication in writing with accompanying document.

Mr. O'Neal, Chairman of the Committee on the Judiciary, submitted the following report :

Mr. Speaker : The Judiciary Committee, to whom these bills were referred, report as follows :

"An act to incorporate the Southern Life Insurance Company." The committee recommend that this bill do pass as amended.

"An act for the relief of executors, administrators, guardians and trustees." Recommend that this bill do not pass.

"A bill to be entitled an act to allow parties plaintiff to bring suit upon cases within the jurisdiction of Justice Court before the Justice of the Peace, or Justices whose district or districts include the county site ; *Provided*, defendant

resides in the county." Recommend this bill do pass as amended.

JOHN W. O'NEAL,

Chairman Committee.

Mr. Price, of Lumpkin, moved that the rules be suspended, that the bill extending aid to the Georgia Air Line Railroad, which had been made the special order for to-day at 11 o'clock, A. M., be taken up. Said motion prevailed, and said bill made the special order for Wednesday next, at 11 o'clock, A. M.

Leave of absence was granted to Mr. Gardner, of Warren, for a few days, on account of sickness in his family.

Also, to Mr. Kellogg, of Forsyth, after to-morrow, 4th inst., for a few days, on account of special business and sickness.

Also, to Mr. O'Neal, of Lowndes, for a few days, on account of indisposition.

Also, to Mr. Hopkins, of Miller, on account of having to attend to some special business.

The hour of 12 M., having arrived, the House adjourned until 3 o'clock, P. M.

THURSDAY AFTERNOON.

THURSDAY, September 3, 1868.

3 o'clock, P. M.

The House of Representatives met pursuant to adjournment, and resumed the consideration of the unfinished business of the morning; the same being the consideration of the substitute for the report of the minority of the Committee on Privileges and Elections.

On motion of Mr. Williams, of Dooly, the previous question was called and sustained.

The main question was then called for; the ayes and nays being demanded, resulted in ayes 83; nays 23. So the main question, as called, was sustained.

Those voting in the affirmative, are Messrs :

Anderson,	Butt,	Erwin,
Ballard,	Clarke,	Felder,
Ballanger,	Cleghorn,	Fincanon,
Barnum,	Cloud,	Flournoy,
Bell,	Cobb,	Ford,
Bennett,	Crawford,	Fowler,
Brassell,	Drake,	George,
Brinson,	Donaldson,	Gober,
Brown,	Duncan,	Goff,
Burtz,	Ellis, of Spaulding,	Gray,

Gullatt,	Matthews,	Sewell,
Hall, of Bulloch,	Nash,	Shumate,
Hall, of Meriwether,	Nisbet,	Sisson,
Hall, of Glynn,	Nunn,	Smith, of Ware,
Hamilton,	Parke,	Sorrells,
Harkness,	Paulk,	Surrency,
Harrison, of	Perkins, of	Taliaferro,
Franklin,	Cherokee,	Tate,
Harris,	Pepper,	Tumlin,
Harper, of Sumter,	Phillips,	Turnipseed,
Harper, of Terrell,	Price,	Vinson,
Higdon,	Rainey,	Walthal,
Hudson,	Rawls,	Warren, of
Humber,	Reddish,	Quitman,
Kellogg,	Rosser,	Welchel,
Kytle,	Rouse,	Wilcher,
Long,	Rumph,	Williams, of
McArthur,	Scroggins,	Dooly,
McCullough,	Scott,	Zellers.
McDougald,		

Those voting in the negative, are Messrs :

Allen, of Hart,	Darnell,	Madden,
Ayer,	Davis,	Madison,
Beard,	Fitzpatrick,	Maull,
Belcher,	Franks,	Osgood,
Bryant,	Fyall,	Rice,
Carson,	Haren,	Salter,
Chambers,	Hillyer,	Tweedy.
Cunningham,	Johnson, of Towns,	

Ayes 83 ; nays 23.

Mr. Strickland, of Paulding, having paired off with Mr. Caldwell, of Troup, who had gone home, declined voting.

Mr. Harden, of Newton, voting in the negative, withdrew his vote.

The colored members, formerly, now persons, entered their protest against the action of the House, requesting that the same be entered on the Journal of the House ; which was refused until said protest was corrected.

On motion the House adjourned until to-morrow, 9 o'clock, A. M.

FRIDAY, September 4, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Brantley.

Mr. Price, of Lumpkin, moved to reconsider so much of the Journal of yesterday as relates to the action of the House making the bill extending State aid to the Georgia Air Line Railroad the special order for Wednesday next at 11 o'clock, A. M., for the purpose of amending, so as to have the report of the Finance Committee on said bill printed; said motion prevailed, and the rules being suspended, 200 copies of said bill were ordered to be printed.

Mr. Flournoy, of Washington, moved that the rules be suspended, that the Senate bill regulating certain matters concerning the Superior Court, be read the second time; said motion prevailed, and said bill committed.

Mr. Harper, of Terrell, moved that the regular order be suspended, that the bill authorizing the Ordinaries of this State to issue writs of *habeas corpus*, be read a second time; said motion prevailed, and said bill referred to the Judiciary.

Mr. Williams, of Morgan, moved that the rules be suspended, in order to take up the resolution providing for two sessions of this House, which, with amendments, was agreed to, and said resolution adopted.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following bill of the House:

A bill to be entitled "An act to amend an act entitled an act to incorporate the Georgia Air Line Railroad Company, and to confer on them certain powers and privileges therein mentioned," approved March 5th, 1856, and the acts amendatory thereto, with certain amendments thereto, in which they ask the concurrence of the House, and which I am directed to transmit forthwith to this branch of the General Assembly.

Mr. Cloud, Chairman of the Special Committee, to whom was referred the petition from the ladies of the Jonesboro Cemetery Association, reported the following:

Mr. Speaker: The Special Committee, to whom was referred the petition from the ladies of the Jonesboro Cemetery Association, appealing to the Legislature of Georgia for aid to enable them to complete the burial of the Confederate dead who fell in the great battles fought there on the 31st of August, and 1st and 2d of September, 1864, beg leave to say that they have had the same under consideration, and

are unanimously of the opinion that the ladies of said Association, and all others aiding and encouraging them in said undertaking, deserve the commendation of all good people for their Christian deeds, and therefore recommend that the following act be passed, the same being reported by the Committee.

(Signed)

A. E. CLOUD,
Chairman.

Mr. Hudson, of Harris, reported a bill for the relief of certain persons therein mentioned.

Mr. Sisson, of Fulton, moved that the rules be suspended, that the bill empowering R. T. Massey to sell the real estate of E. M. Edwards on the premises, be taken up and read the second time; said motion prevailed; said bill read, and ordered to be engrossed for a third reading.

Mr. Crawford, of Bartow, moved to suspend the rules, that the bill incorporating West End, of Fulton county, be taken up and read; said motion prevailed, and said bill was taken up, read second time, and committed, with the petition thereunto annexed.

Mr. McCullough, of Jones, moved to suspend the rules, that a resolution providing for the payment of Oglethorpe University, be taken up and read; said motion prevailed, and said resolution read.

The Committee on Enrollment made the following report:

Mr. Speaker: The Committee on Enrollment report as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following resolution, to-wit:

A resolution requesting the Governor to prohibit armed and unlawful assemblages.

The following veto message was received from his Excellency, the Governor:

EXECUTIVE DEPARTMENT,

ATLANTA, GEORGIA, Sept. 1, 1868.

To the House of Representatives:

The act entitled "An act to provide for the election of Mayor and a Board of Aldermen for the city of Savannah," is, for the following reason, herewith respectfully returned without the approval of the Executive:

By the provisions of the first section of this bill there is but one day allowed for voting. By the third section the number of ballot boxes is limited to three, all of which are to be placed in the Court Room for the deposit of ballots.

In view of the number of persons who are entitled to vote in the city of Savannah, and the necessary delay incident to

the conduct of an election by a registry list, it is believed that the opportunities for voting, provided by the bill, will be insufficient to enable all who may be registered to participate in the election.

That this objection is well founded, may be shown by the fact, that in the registration under the Reconstruction Acts, had in '67 and '68, there were found to be seven thousand two hundred and thirty voters in the city. At the late election, with two ballot boxes at the Court House, fifteen hundred and thirteen votes only were polled on the first day, and four full days were consumed in receiving the whole number of votes cast.

RUFUS B. BULLOCK,
Governor.

On motion, the Senate amendment to the bill incorporating the Georgia Air Line Railroad, was taken up and concurred in, and said bill, with the amendment, ordered to be transmitted forthwith to the Senate.

Mr. Lane, of Brooks, moved to suspend the rules, that the Governor's message vetoing the bill providing for a change in the time of holding municipal elections in the city of Savannah, be taken up and read; said motion prevailed; said message was taken up and read.

On motion, said bill was put upon its passage.

Mr. Hamilton moved that said bill be passed over the veto of the Governor; said motion prevailed.

A two-thirds vote being required, and the yeas and nays required to be recorded, resulted in ayes, 92; nays, 27. So the bill was passed.

Those voting in the affirmative, are Messrs:

Anderson,	Duncan,	Harkness,
Atkins,	Ellis, of Spaulding,	Harrison, of
Ballard,	Erwin,	Franklin,
Ballanger,	Evans,	Harris,
Barnum,	Felder,	Harper, of Sumter,
Bradford,	Fincanon,	Harper, of Terrell,
Brassell,	Flournoy,	Higdon,
Brinson,	Ford,	Holden,
Brown,	Fowler,	Hook,
Burtz,	George,	Hudson,
Butt,	Gober,	Humber,
Clarke,	Goff,	Johnson, of Wilcox,
Cleghorn,	Gray,	Kellogg,
Cloud,	Gullatt,	Kyle,
Cobb,	Hall, of Bulloch,	Lane,
Crawford,	Hall, of Glynn,	Long,
Drake,	Hall, of Meriwether,	McArthur,
Donaldson,	Hamilton,	McCullough,

McDougald,	Prudden,	Surrency,
Matthews,	Rainey,	Taliaferro,
Maxwell,	Rawls,	Tate,
Nash,	Reddish,	Tumlin,
Nisbet,	Rosser,	Turnipseed,
Nunn,	Rouse,	Vinson,
Parke,	Rumph,	Walthal,
Paulk,	Scroggins,	Warren, of Quitman,
Penland,	Scott,	Welchel,
Pepper,	Sewell,	Wilcher,
Perkins, of	Shumate,	Williams, of Dooly,
Cherokee,	Sisson,	Williams, of
Phillips,	Smith, of Ware,	Morgan,
Price,	Sorrells,	Zellers.

Those voting in the negative, are Messrs :

Allen, of Hart,	Darnell,	Lee,
Ayer,	Davis,	Madden,
Beard,	Fitzpatrick,	Rice,
Belcher,	Franks,	Salter,
Bethune,	Fyall,	Strickland,
Bryant,	Haren,	Twcedy,
Carpenter,	Harden,	Watkins,
Carson,	Hillyer,	Williams, of
Chambers,	Johnson, of Towns,	Haralson.
Cunningham,		

Ayes, 92 ; nays, 27

Mr. Hudson, of Harris, reported a bill appropriating money to the Ladies' Jonesboro Burial Association.

Mr. Flournoy, of Washington, offered a resolution regulating what manner, and certifying what committee clerks should receive pay. The rules being suspended, said resolution was adopted.

Mr. McDougald, of Chattahoochee, offered a resolution providing for filling a vacancy caused by the expulsion of a colored member.

Mr. Tumlin, of Randolph, offered as an amendment a resolution filling all vacancies caused by the expulsion of the colored persons from this House. The rules being suspended the resolution, as amended, was adopted.

Mr. Drake, of Upson, moved that a committee of three be appointed to investigate the eligibility of members to seats on this floor ; said motion prevailed.

Mr. Hudson, of Harris, offered a resolution appointing a committee, in both Houses, to investigate the calendars of both branches of the General Assembly, and report an early day for adjournment. The rules being suspended, said resolution was adopted, and ordered to be transmitted forthwith to the Senate.

Mr. Tweedy, of Richmond, offered a resolution instructing the Treasurer to pay the members declared ineligible their *per diem* pay.

Mr. Rawls, of Effingham, offered as a substitute that the Treasurer be instructed to pay officers and members, of this House, including those ineligible, nine dollars per day up to the 4th inst. Also, the mileage allowed by the Code, one way only ; said substitute was agreed to, and said resolution, as amended, was adopted.

Mr. Hall, of Glynn, offered a resolution providing for the trial of members of this House excepted by Mr. Tumlin's, of Randolph, resolution.

M. Anderson, of Cobb, moved that the matter be referred to a special committee ; said motion prevailed, and the Speaker announced the following as the Committee : Messrs. Anderson, Shumate, Lane, Holden, Lee.

The committee appointed by the Speaker, under the resolution of Mr. Hudson, of Harris, are Messrs. Hudson, of Harris, Flournoy, of Washington, Smith, of Charlton.

The Committee appointed by the Speaker to examine the election returns, and eligibility of members of counties formerly represented by negroes, are Messrs. Drake, of Upson, Lee, of Newton, Bethune, of Talbot.

Mr. Nisbet, of Dade, moved that the rules be suspended, that the resolution of the Senate in relation to removing obstructions from the Tennessee river be concurred in.

Mr. Nisbet, of Dade, offered the following as an amendment : That his Excellency, the Governor, be requested to furnish certified copies of this resolution to our Senators and Representatives in Congress ; and that the Senators and Representatives lay the same before the different bodies of which they are members. The resolution, with said amendment, was then concurred in.

Mr. Bryant, of Richmond, moved that the rules be suspended, that the communication from the Governor respecting the late Treasurer of the State of Georgia be read ; said motion prevailed, and said communication read, and is as follows :

EXECUTIVE DEPARTMENT,

ATLANTA, GEORGIA, Sept. 3d, 1868.

To the Senate and House of Representatives :

The financial affairs of the State demanding prompt and efficient attention, to the end that her credit may be protected and promoted by the adoption of proper measures, I have used every means at my command, short of an appeal to the Courts, to secure a settlement between the Officers who were

removed, and the Officers elected by the General Assembly.

By the enclosed communication from the Treasurer, Hon. N. L. Angier, it will be seen that upon the last appeal made to the late Treasurer for a delivery of his trust, the remarkable plea for delay is given that he is erecting a warehouse, and that, therefore, his private affairs are too pressing to permit of immediate attention to matters of vital importance to the whole people.

I have been informed by the Comptroller General, Hon. Madison Bell, that the late Comptroller General is waiting for a settlement between the late and the present Treasurer, before making a final and full delivery of books, papers, etc., in that Department.

An expression of the will of the General Assembly is respectfully invited.

RUFUS B. BULLOCK,
Governor.

The following is the communication from the Treasurer of the State of Georgia, the Hon. N. L. Angier :

TREASURER'S OFFICE,
ATLANTA, GEORGIA, Sept. 2d, 1868.

His Excellency, Rufus B. Bullock, Governor of Georgia :

SIR: Yours of the 2d inst., making enquiries concerning the indebtedness of the State, and the means adopted to meet the same, duly received this A. M. Feeling the force and necessity of your enquiries, I regret to be compelled to reply that we have not the data upon which to base anything approaching a satisfactory answer. In compliance with your instructions, and the action of the General Assembly, on the 10th ultimo, I hastened to Milledgeville, hoping to be able to get an inside view into the condition of the Treasury, with its liabilities, if not a full settlement and transfer of books and papers. While there I failed, though my predecessor, Col. Jones, was there, to whom I communicated my mission by letter, making a demand, etc., and received the response that he would be in Atlanta the following Monday, (August 17th) for full settlement. On the 15th of August, Col. Jones wrote that, from indisposition, he would not be able to come for settlement until the last of the following week. He failed to meet either appointment, and I heard nothing further from him until the 30th, dated at Milledgeville, August 18th, stating that he found his business such, that he was forced to go to New York, from whence he had just returned, and would be here on the 31st. To-day, I received another letter, stating that he was erecting a warehouse, the cotton season being near at hand, workmen sick, causing his

private affairs to be so pressing that he could not come before Monday next.

Several letters have been received, urging the payment of State bonds and coupons past due, and I have been compelled to reply, no funds in hand, though there must be of 7-20 State bonds unsold, more than enough to meet present liabilities.

Col. Jones further stated that he had no funds belonging to the Treasury, and also stated that he was not seeking to delay a settlement, "but entirely ready and anxious to get the load off his shoulders."

Most respectfully submitted,

N. L. ANGIER,
Treasurer.

Mr. Bryant, of Richmond, then offered a resolution requesting the Governor to use legal means to investigate the conduct of the late Comptroller and Treasurer of the State of Georgia. Said resolution was, on motion, laid upon the table till Monday next.

Leave of absence was granted to Mr. Fitzpatrick, of Bibb, on account of sickness. Also, to Mr. Tumlin, of Randolph, on account of sickness in his family. Also, to Mr. McArthur, of Montgomery, for one day. Also, to Mr. Bryant, of Richmond. Also, to Mr. Carson, of Thomas, for a few days, on special business. Also, to Mr. McDougald, of Chattahoochee, on account of sickness. Also, to Mr. Scott, of Floyd, and Mr. Cleghorn, of Chattooga, for a few days. Also, to Mr. Hudson, of Harris, for a few days, on special business. Also, to Mr. Bennett, of Jackson, on account of sickness. Also, to Mr. Hall, of Glynn, for two days, on account of sickness in his family. Also, to Mr. Sorrells, of Walton, after to-day, for a few days, on special business; and to Mr. Harper, for one day, after to-day.

The Clerk then proceeded with the call of the roll of the counties, when

Mr. McDougald, of Chattahoochee, reported a bill to secure the payment of mechanics, laborers and persons furnishing materials towards the erection, altering or repairing buildings in the State of Georgia.

Also, a bill to appropriate a fund for the burial of the Confederate dead within the limits of this State.

Mr. Gullatt, of Fulton, reported a bill to be entitled an act to repeal an act to extend the provisions of the act to amend the 2d act now in force to regulate the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Lee, Monroe and Fulton, and to provide for their collecting, etc.

Mr. Brassell, of Fayette, reported a bill to be entitled an act to allow the State tax of Fayette county, for 1866, for building a jail.

Also, a bill to be entitled an act to provide for regulating the voters of Atlanta.

Mr. Hall, of Meriwether, reported a bill to reduce the bonds of the county officers of Meriwether.

Mr. McDougald, of Chattahoochee, reported a bill to incorporate the Muscogee Ice Manufacturing and Trust Company, in the city of Columbus, county of Muscogee, State of Georgia.

Mr. Phillips, of Echols, moved that the rules be suspended to take up the resolution relative to Insurance Companies; said motion prevailed, and resolution adopted.

Mr. Anderson moved that all Insurance matter be referred to a special committee; said motion prevailed.

Mr. Sisson, of Fulton, reported a bill to incorporate the Atlanta Mutual Insurance Society.

Mr. Nisbet, of Dade, offered a resolution providing for the payment of the committee appointed to visit different localities on public business; said resolution was taken up and adopted.

Mr. Gober, of Cobb, reported a bill to apportion sections of roads, to be worked by the employees of the Concord Manufacturing Company, and thereby exempting them from general road duty.

Also, a bill to amend the 3573 section of Irwin's Revised Code of Georgia.

Mr. Osgood, of Chatham, reported a bill to incorporate the Wilmington Railroad Company.

Also, a bill to be entitled an act to amend the charter of the Savannah, Skidaway and Seaboard Railroad Company, and for other purposes.

Mr. Sisson, of Fulton, reported a bill to be entitled an act to incorporate the Georgia Life Insurance Company.

Also, a bill to be entitled an act to incorporate the Savings Bank of Atlanta.

Mr. Taliaferro, of Fulton, reported a bill to be entitled an act for the relief of the county of Fulton.

Mr. Kellogg, of Forsyth, reported a bill authorizing the Ordinaries and Clerks of the Superior Courts in this State, to perform the marriage ceremony.

Mr. Scott, of Floyd, reported a bill to incorporate the Georgia and Alabama Steamboat Company.

Also, a bill to be entitled an act to amend an act entitled an act to educate the indigent and maimed soldiers of Georgia, and to provide the necessary means for the same.

The Committee announced by the Speaker, on Insurance, are Messrs. Phillips, of Echols, Anderson, of Cobb, Fitzpatrick, of Bibb.

Mr. Scott, of Floyd, reported a bill to amend an act entitled an act to incorporate the Rome Mutual Insurance Company of Rome, Georgia, and for other purposes.

Leave of absence was granted to Mr. Donaldson, of Gordon, on account of sickness in his family. Also, to Mr. Williams, of Dooly, for one day. Also, to Mr. Ford, of Bartow, for to-morrow, on account of special business.

On motion, the House adjourned until 4 o'clock, P. M.

FRIDAY AFTERNOON,

4 o'clock, P. M.

The House of Representatives met pursuant to adjournment.

The following bills were read a second time :

A bill to be entitled an act to abolish the lien of judgments upon property so soon as the same is *bona fide* disposed of by the judgment debtor. Said bill was referred to the Judiciary Committee.

Also, a bill to be entitled an act to change the 1640th section of the Code of Georgia, and to define the fees of Solicitors General, in certain cases.

A bill to prevent common carriers from distinguishing between white and colored persons. Said bill was committed.

Also, a bill to be entitled an act forbidding the formation and drilling of military companies, and to prescribe punishment for the same.

A bill to be entitled an act prohibiting persons from selling or bartering, from boats, or watercraft, on the Chattahoochee River. Said bill was referred to the Judiciary Committee.

A bill to allow William J. McGill, a one-armed man, to peddle in the counties of Taylor and Schley, free of licenses. Said bill was ordered to be engrossed.

A bill to authorize the Universal Life Insurance Company of New York to make investments in the State of Georgia, and for other purposes. Said bill was referred to the Insurance Committee.

A bill to be entitled an act to authorize the survey of land in the Sixth District, of Habersham county, and for other purposes. Said bill was committed.

A bill to be entitled an act to declare the force and effect of contracts, made between Building and Loan Associations, incorporated by the Superior Courts of this State, and the

members thereof. Said bill was referred to the Judiciary Committee.

A bill to organize a County Court in each county in the 25th Senatorial District, of this State; define its jurisdiction, and for other purposes. Said bill was committed.

A bill to incorporate the Manufacturing, Marine Railway, Commercial and Dry Dock Company, of Brunswick. Said bill was reported to the Committee on Agriculture and Internal Improvements.

A bill to be entitled an act to appropriate money for the purchase of corn for the indigent persons of this State. Said bill was referred to the Committee on Finance.

A bill to be entitled an act to alter and amend chapter 3, title 15, part 1st, of Irwin's Code, and for other purposes. Said bill was referred to the Medical Committee.

A bill to be entitled an act for the relief of the Atlanta and West Point, and the Macon and Western Railroad. Said bill was referred to the Committee on Finance.

A bill to grant a license to Faro Dealers. Said bill was committed.

A bill to compensate the Ordinaries of this State, for administering the amnesty oath. Said bill was referred to the Committee on Finance.

A bill to carry into effect the provisions of the Constitution with regard to District Courts, in certain Districts in this State, and to abolish the same in other Districts. Said bill was referred to the Committee on the Judiciary.

A bill to incorporate the Ocean Bank, of Brunswick. Said bill was committed.

A bill to be entitled an act exempting the members of the Merchants' and Mechanics' Fire Company, of Milledgeville, from road, military and jury duty. Said bill was committed.

A bill to regulate the publication of legal notices. Said bill was referred to the Judiciary Committee.

A bill to be entitled an act to appropriate money for the payment of the claims of Dr. Matthews. Said bill was referred to the special committee.

A bill to require county officers who have in charge the county records, to be in person or by proper representative, in their offices at proper and stated hours. Also, to facilitate the business of these several offices. Said bill was referred to the Judiciary Committee.

A bill to be entitled an act to vacate the municipal offices of this State, and to provide for the appointment of officers to fill the same until the next regular election according to law. Said bill was referred to the Corporation Committee.

A bill to be entitled an act to amend 4476th section of the

Penal Code of this State. Said bill was referred to the Judiciary Committee.

Also, a bill to be entitled an act to allow defendants to redeem property sold under execution and for other purposes.

Also, a bill to be entitled an act to amend section 121, of Irwin's Code.

Also, a bill to be entitled an act to amend section 1909 of the Code of Georgia, as first published, by adding a clause for a more speedy settlement of copartnerships, dissolved by death.

Also, a bill to be entitled an act to regulate the fees of the Justices of the Peace and Constables, and to define their powers and duties in certain cases.

Also, a bill entitled an act to amend the 4735th section of the Code of Georgia.

Also, a bill to exempt from taxation the property of widows and orphans whose husbands was killed or died in the war, with a proviso.

Also, a bill to alter and amend sections 1442 and 1444 of the Code of Georgia.

Also, a bill to be entitled an act to require the Judges of Superior Courts of each county to hold four terms in each year.

Also, a bill to be entitled an act to regulate the bonds of county officers in the State of Georgia.

Also, a bill to be entitled an act to change 1456th section of the Code of Georgia, so as to require worm fences to be four feet high.

Also, a bill for the relief of criminals in the prisons of this State, for inability to pay fines and costs, and for other purposes.

Also, a bill to alter and amend section 410 of Irwin's Code of Georgia.

Also, a bill to be entitled an act to provide for the collection of debts in certain cases.

Also, a bill prohibiting intermarriage of white with colored persons, etc.

Also, a bill to regulate the enforcement of contracts, between landholders and laborers.

Also, a bill regulating the amount of official bonds of the county of Wilkes, and the mode of taking the same.

A bill to be entitled an act to change the line between the counties of Wilcox and Pulaski. Referred to the Committee on New Counties and County Lines.

Also, a bill to be entitled an act to change the residence of John C. Shipp, of the county of Cobb, to the county of Paulding.

Also, a bill to be entitled an act to change the lines between the counties of Webster and Marion, so as to include the lot of land No. 33, in the 208d district of Webster county, within the county of Marion.

A bill to loan the credit of the State to the Savannah, Griffin & North Alabama Railroad Company. Said bill referred to the Committee on Agriculture and Internal Improvements.

Also, a bill to be entitled an act to incorporate the Turtle River & Screven Railroad Company.

A bill to be entitled an act to lay out and organize six additional Judicial Circuits in this State. Said bill referred to the special Judiciary Committee.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following House bill, to-wit :

“A bill to be entitled an act to reorganize the municipal government of the city of Augusta,” with the following amendment, to-wit : Strike out all after the enacting clause, and insert the following, in which amendment they ask the concurrence of the House, and I am directed to transmit the same forthwith to this branch of the General Assembly.

The House resumed the reading of the bill the third time.

A bill to relieve the people of this State from State tax for four years. Bill referred to Finance Committee.

A bill to fix the venue of suits against the Superintendent of the Western & Atlantic Railroad, and for other purposes. Bill committed.

Also, a bill to incorporate the town of Kingston, in the county of Bartow, and provide for the election of Commissioners of the same. Bill referred to Committee on Corporations.

Also, a bill to compensate L. Smith and Julius Glover, of Jones county. Bill committed.

Also, a bill to levy an extra tax of five cents per acre on arable cleared lands not in cultivation. Bill committed.

A bill to be entitled an act “to authorize the municipal authorities of the various towns and cities in the State of Georgia to license pawnbrokers, to define their powers and privileges, and for other purposes. Bill committed.

A bill to organize the District Court, and define its jurisdiction, and for other purposes. Bill referred to Judiciary Committee.

Also, a bill to repeal an act entitled an act to require certain criminal prosecutions to be *nolle prossed*. Bill referred to Judiciary Committee.

Also, a bill to regulate and increase the fees of Justices of the

Peace and Constables of this State in certain cases. Bill referred to Judiciary Committee.

Also, a bill to reconstruct public roads and protect the same. Bill referred to Committee on Agriculture and Internal Improvements.

A bill to be entitled an act to authorize the municipal authorities of the various towns and cities in the State of Georgia to license pawnbrokers, to define their powers and privileges, and for other purposes. Bill committed.

Also, a bill to repeal an act prohibiting the sale of spirituous liquors in the town of Fayetteville, approved December 3d, 1859. Bill committed.

Also, a bill for the relief of B. F. Henry, of the county of Bibb. Bill referred to Judiciary Committee.

Also, a bill to allow any resident of Jefferson county, Georgia, to retail spirituous liquors at any given place in the same, on paying twenty dollars for the same, according to Irwin's Code, Article 2, Section 565. Bill committed.

Also, a bill to declare what length of time shall give Road Commissioners jurisdiction over road hands residing in their district. Bill referred to Judiciary Committee.

Also, a bill to be entitled an act to alter and amend the 1st section of Article 10, of the Constitution of this State. Bill referred to Judiciary Committee.

Also, a bill to induce immigration; increase the active capital of the State in mining, manufacturing, banking, internal improvements and agricultural interests, etc. Bill referred to Committee on Finance.

A bill to reduce the Sheriff's bond of Towns county, Georgia. Bill committed.

Also, a bill to be entitled an act to remove the Penitentiary and for other purposes. Bill referred to Penitentiary Committee.

Also, a bill to be entitled an act to repeal the 4th and 5th sections of an act incorporating the Manual Labor School at Cave Spring, Vans Valley, Floyd county, Georgia. Assented to December 21st, 1839. Bill committed.

Also, a bill for the more speedy settlement of co-partnerships dissolved by death. Bill referred to Judiciary Committee.

Also, a bill to be entitled an act for the relief of Isaiah Williams. Bill referred to Judiciary Committee.

Also, a bill to dispense with the District Court in the 41st Senatorial District of this State. Bill referred to Special Committee on District Courts.

Also, a bill to incorporate the Dalton & Morgantown

Railroad Company. Bill referred to Committee on Internal Improvements.

Also, a bill to provide for the election of Mayor and Aldermen and other municipal elective officers of Columbus, Georgia. Bill referred to Committee on Corporations.

A bill to fix the time for electing Representatives from this State in Congress. Bill committed.

Also, a bill to authorize the Macon and Brunswick Railroad Company to extend a branch of said railroad, from the town of Hawkinsville, in the county of Pulaski, to the town of Fort Valley, in the county of Houston. Bill committed.

Also, a bill to change the 7th paragraph of the 1711th section of the Divorce Law. Bill referred to Judiciary Committee.

Also, a bill to exempt the physicians of Jefferson county, Georgia, from serving on petit and grand juries. Bill referred to Doctor Committee.

A bill for the proper management and ventilation of county jails, and other purposes. Bill committed.

Also, a bill to define qualifications of officers of this State, and for other purposes. Bill referred to Judiciary Committee.

Also, a bill to exempt from jury duty physicians of this State. Bill referred to Judiciary Committee.

Also, a bill to increase the number of Judicial Circuits of this State, and Judges and Solicitors therefor, as well as to require the holding of four sessions of the Superior Courts per annum; also to increase the pay of the Judges and to abolish District Courts. Bill referred to Judiciary Committee.

A bill to prevent unlawful living and cohabiting together. Bill committed.

Also, a bill to authorize John Overstreet, of the county of Appling, to establish a fishery on the Tatnall side of the Altamaha River. Bill referred to Committee on Agriculture and Internal Improvements.

Also, a bill to incorporate the Memphis Branch Railroad Company and to grant certain powers and privileges to the same, and for other purposes. Bill referred to Committee on Agriculture and Internal Improvements.

Also, a bill to prohibit the carrying of concealed weapons. Bill committed.

A bill to incorporate the Central Georgia Mutual Life Insurance Company. Bill referred to Insurance Committee.

Also, a bill to change the line between the counties of Floyd and Gordon. Bill referred to Committee on New Counties and County Lines.

Also, a bill to amend an act passed November 12th, 1866, amending the charter of the town of Sandersville, in the county of Washington, and to vest certain powers in the Commissioners thereof. Bill referred to Committee on Corporations.

Also, a bill to prevent hunting on the Sabbath day in the county of Clay. Bill ordered to be engrossed.

The following Senate bills were read the first time:

A bill to be entitled an act to require the Supreme Court Reporter to publish the decisions of said Court, in pamphlet form, to provide for the distribution of the same, and for other purposes. Said bill had been referred to the Judiciary Committee and had passed in the Senate with amendment.

A bill to be entitled act to change the laws of this State, where the word Milledgeville is named as the Capital of this State.

Also, a bill to be entitled an act to establish the City Court of Atlanta.

Also, a bill to be entitled an act to alter and amend the usury laws of this State.

Also, a bill to be entitled an act to amend an act entitled an act to fix the time of holding the Supreme Court and to regulate the proceedings therein, approved December 16, 1866.

Also, a bill to be entitled an act to repeal an act assented to December 16, 1857, entitled an act to repeal the second section of an act to amend an act entitled an act to give all persons employed on steamboats, and other water craft, on the Chattahoochee, Altamaha and Ocmulgee rivers, a lien on said steamboats, and other water craft, for his, her, or their wages, and for wood and provisions furnished, and to point out and facilitate the mode of collecting the same, assented to December 11, 1841, so as to include the Savannah river within the provisions of the same, and for other purposes, assented to December 27, 1842.

Leave of absence was granted to Mr. Evans, of Thomas, for a few days.

Also, to Mr. Powell, of Decatur, who is confined with sickness at his home.

On motion, the House adjourned until to-morrow morning, 9 o'clock, A. M.

SATURDAY, September 5, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Brantley.

Mr. Flournoy, of Washington, moved a suspension of the rules that the Senate bill providing juries for the trial of causes in special or called terms of the Superior Courts of this State, be read. Said motion prevailed, said bill taken up, read a third time and passed, and ordered to be transmitted forthwith to the Senate.

Mr. Williams, of Morgan, moved to suspend the rules that the Senate bills be read. Said motion prevailed.

The House resumed the unfinished business of yesterday ; the same being the calling of the roll of counties for the introduction of new matter, when the following bills and resolutions were introduced :

Mr. Hall, of Glynn, reported a bill to repeal an act making the Honey Gull Landing on Turtle river, in Glynn county, a public landing.

Mr. Scroggins, of Coweta, a bill to increase the capital stock of the Wilcoxon Manufacturing Company, to \$10,000.

Mr. Price, of Lumpkin, a bill to enable the owners of mines, to draw water from branches, or other head waters, through or over intervening lands.

Mr. Duncan, of Houston, a bill to relieve Richard Johnson, of Houston.

Mr. Ballard, of Monroe, a bill to allow James M. Gates, of the county of Bibb, to practice medicine, and collect fees therefor.

Mr. Hook, of Milton, a bill to incorporate the Alpharetta Mining Company.

Mr. Kellogg, of Forsyth, a resolution appointing a special committee to wait on Hon. E. Hulbert, Superintendent of the Western & Atlantic Railroad.

Mr. Haren, of Fannin, offered a resolution in reference to adjournment.

Mr. Strickland, of Paulding, reported a bill to be entitled an act to make it a misdemeanor for non-residents to camp-hunt for deer, or other wild game, in the county of Paulding, and to provide a punishment for the same, and for other purposes.

Also, a bill to be entitled an act for the relief of Nancy Jones, of Paulding county, etc.

Mr. Williams, of Morgan, a bill to incorporate the Eatonton and Madison Railroad Company.

Mr. George, of Baker, a bill to be entitled an act to incorporate the Camilla and Cuthbert Railroad Company.

Mr. Zellars, of Campbell, a bill to be entitled an act to lay out and organize a new county out of the counties of Campbell, Fayette and Coweta.

Mr. Bethune, of Talbot, a bill to be entitled an act to prevent injury to, or destruction of growing crops in enclosed fields in this State.

Mr. Warren, of Quitman, a bill to change the line between the counties of Quitman and Stewart.

Mr. Sewell, of Coweta, a bill to be entitled an act to empower Mrs. S. A. Cook, to act as guardian for her minor children.

Mr. Walthal, of Polk, a bill to be entitled an act to alter and amend an act to regulate the manner of giving in land for taxation, and the sale and redemption thereof, and for other purposes, assented to 12th of December, 1866.

Also, a bill to be entitled an act to give the credit of the State of Georgia to the Georgia Mutual Railroad Company.

Mr. Flournoy, of Washington, a bill to amend the charter of the town of Louisville.

Mr. Cobb, of Sumter, a bill to alter and amend the charter of the city of Americus.

Mr. Salter, of Pulaski, a bill to be entitled an act to incorporate the town of Dykesboro, in Pulaski county.

Mr. Barnum, of Stewart, offered a resolution to authorize Mr. Burke to execute the Public Printing.

Mr. Turnipseed, of Clay, moved to suspend the rules that the resolution be taken up. Said motion prevailed; said resolution adopted, and ordered to be transmitted forthwith to the Senate.

Mr. Humber, of Stewart, reported a bill to be entitled an act to provide for completing the administration and full settlement of the estate of Willis J. Whatley, late of Troup county, deceased.

Mr. Anderson, of Cobb, offered a resolution, that no new matter be introduced after Monday next, except matter relating to taxation and appropriations, unless by a two-thirds vote of the House. The rules being suspended, said resolution was taken up.

Mr. Crawford, of Bartow, moved to amend by striking out "two thirds," and inserting "a majority." Said resolution prevailed.

Mr. Turnipseed, of Clay, moved to lay the resolution on the table.

Mr. Flournoy, of Washington, called for the yeas and nays. Said call being sustained, resulted in yeas, 56; nays, 49. So the motion to lay on the table prevailed.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Duncan,	Madden,
Ayer,	Ellis, of Gilmer,	Maxwell,
Ballard,	Ellis, of Spaulding,	Maull,
Beard,	Erwin,	Parke,
Belcher,	Evans,	Phillips,
Bell,	Fryer,	Price,
Bennett,	Fyall,	Rawls,
Bethune,	Goff,	Read,
Bradford,	Gullatt,	Salter,
Brassell,	Hall, of Bulloch,	Seale,
Brinson,	Hall, of Glynn,	Sewell,
Burtz,	Hamilton,	Sisson,
Carpenter,	Harden,	Smith of Ware,
Cleghorn,	Holden,	Turnipseed,
Cloud,	Humber,	Walthall,
Crawford,	Johnson, of Towns,	Warren, of Quitman,
Cunningham,	Kyle,	Watkins,
Darnell,	McCormick,	Zellars.
Davis,	McCullough,	

Those voting in the negative, are Messrs :

Anderson,	Harkness,	Rainey,
Ballanger,	Haren,	Reddish,
Barnum,	Harrison, of	Rice,
Brown,	Franklin,	Rosser,
Butt,	Harris,	Rouse,
Chambers,	Harper, of Sumter,	Rumph,
Cobb,	Higdon,	Scroggins,
Drake,	Lane,	Shumate,
Donaldson,	Lee,	Smith, of Charlton,
Felder,	Long,	Strickland,
Fincanon,	Matthews,	Surrency,
Fitzpatrick,	Nash,	Taliaferro,
Flournoy,	Nisbet,	Tate,
Fowler,	Paulk,	Welchel,
Franks,	Penland,	Wilcher,
Gober,	Perkins, of	Williams, of
Gray,	Cherokee,	Morgan.
Hall, of Meriwether,		

Ayes, 56 ; nays, 49.

Mr. Ellis, of Spaulding, offered a resolution in regard to seating certain members in the place of colored members declared ineligible, but afterwards withdrew it.

The following message was received from his Excellency, the Governor, by Mr. DeGraffenried, his Secretary, to-wit :

Mr. Speaker : I am directed by the Governor to deliver to the House of Representatives, a communication in writing, with accompanying documents :

EXECUTIVE DEPARTMENT,

ATLANTA, GEORGIA, September 5th, 1868.

To the Senate and House of Representatives :

As is required by 1207th Section of the Code of Georgia, I herewith lay before the General Assembly, the Reports of the Board of Trustees and Treasurer of the University of Georgia.

These reports were not furnished me in time to present them with my Annual Message, as is required by the Statute.

It will doubtless be gratifying to the friends of the University to perceive, through the reports, that this Institution is in a flourishing condition.

RUFUS B. BULLOCK,
Governor.

UNIVERSITY OF GEORGIA, August 18th, 1868.

*To his Excellency, R. B. Bullock,**Governor of Georgia :*

SIR: In accordance with the laws regulating the University of Georgia, Section 1205 Code of Georgia, I have the honor to report to your Excellency, in behalf of the Trustees, that the Sixty-seventh Annual Session of the University which closed on the 5th instant, was marked by an unusual degree of prosperity. Of the three hundred and fifty-three (353) Matriculates, there were in

Franklin College and Elective Course, . . .	200
Engineer School, . . .	7
Law School,	14
University High School,	132

Twenty-seven of these students were Beneficiaries, exclusive of fourteen disabled soldiers in Franklin College, who were, in part, Beneficiaries.

There was a gain of nearly 48 per cent. on the attendance of the previous year. Another gratifying fact is, that the University had 93 per cent. of its students from our own State. This shows that the University is doing its work in its own legitimate sphere, by acting directly on the interests of education in Georgia.

The changes introduced into the curriculum of studies, and into the methods of instruction, have proved highly successful in their results. In these changes, the Trustees had reference to the widening demands of education, and, especially, to the practical necessities of the times. Believing that the field of education will become, every year, broader and more diversified in the State; and that their first duty is to make such educational provisions as shall meet individual tastes,

as well as general wants, the Trustees have given particular attention to organizing the University in such form, and with such facilities, as should yield the greatest advantage to the greatest number. In carrying out these changes, the Faculty and the students have earnestly co-operated with the Board. The energy infused by the Professors into the different departments; the order, discipline and studious habits of the students taken as a body; the union of all connected with the University to elevate its aims and perfect its adaptations to the just requirements of the day, have been most commendable.

The management of the High School during the past year, under the Presidency of Mr. B. T. Hunter, has been most satisfactory. One hundred and thirty-two pupils have been in attendance, the most of these being disabled soldiers, who, by the liberal provisions of the State Legislature, are receiving such an education as will fit them to be teachers. On the part of the Trustees, the best available measures have been adopted to fulfil the wise and generous purpose of the Legislature in respect to this class of our citizens, while the young men themselves have evinced a hearty appreciation of the opportunities thus afforded them to acquire an education. The sagacious forethought that is always the surest characteristic of wise legislation, was never more clearly shown than in this action of our Legislature; and, so far as I can judge, the practical fruits of their broad beneficence, promise to be even more abundant in remunerative returns to the State, than the Legislature expected.

The new departments of Law and Engineering established in the University, are receiving patronage sufficient to indicate their complete success. I feel warranted, therefore, in assuring your Excellency, that the University, in all its branches, is exerting its utmost energies to merit the confidence and reciprocate the sympathies of the people of Georgia.

The buildings, and other property connected with the University, have been recently much improved, though the Trustees still lack funds to make such additions to the Institution as its expansion requires. While the State is exerting itself so honorably to sustain the interests of education, private generosity is not unmindful of the claims of the University as an agent of public benefaction. Besides the donation made by the late Ex-Governor G. R. Gilmer, of his Library and Cabinet of Minerals, the University has lately received from the Hon. Daniel Pratt, of Alabama, two large paintings, which add greatly to the means and attractions of education in the University.

At the late Commencement there were forty-eight graduates, viz:

In Franklin College.	.33
In Law School	10
In Engineer School.	5

In view of the further enlargement of the University, the Trustees determined, at their recent meeting, to establish two new Professorships, and one Assistant Professorship, viz: a chair of Modern Languages, a chair of Belles Lettres, and an Assistant Professorship in the Classical Department.

The following degrees were conferred at the recent Commencement, viz:

On thirty-three graduates of Franklin College the degree of Bachelor of Arts.

On Howell Cobb, Jr., and T. A. Barrow the degree of Bachelor of Arts.

On ten graduates in Law School the degree of Bachelor of Law.

On five graduates in Engineer School, the degree of Civil Engineer.

On Pope Barrow, Esq., Col. Samuel Hall, Rev. D. B. Hamilton, Mr. C. C. Kinnebrew, the degree in course of Master of Arts.

On W. B. Johnson, Esq., of Virginia, the honorary degree of Master of Arts.

On Rev. John Fulton, Columbus, Georgia, the degree of Doctor of Divinity.

On Hon. E. A. Nisbet, of Macon, Ga., LL. D.

I send herewith an abstract of the Treasurer's Report, which will show the receipts and expenditures of the University during the past years, 1867-'68. I also send to your Excellency the Catalogue, and other publications of the University, which will give in detail all the information requisite for understanding the operations of the University during the past session.

I beg to express our high appreciation of your Excellency's solicitude for the welfare of the University, and our grateful sense of your Excellency's considerate attention to its necessities. I have the honor to remain,

Your Excellency's obedient servant,

ANDREW A. LIPSCOMB,

Chancellor.

ABSTRACT OF TREASURER'S REPORT.

FROM AUGUST 1, 1867, TO JULY 31, 1868.

INCOME:

From State Treasurer for Indigent Maimed Soldiers.	\$24,345.00
From State Treasurer for College.	12,000.00
“ “ “ Terrell Endowment.	1,370.00
“ “ “ Rents	1,300.00
“ “ “ Tuition.	14,940.36
Cash balance at last Annual Report.	411.79
	<hr/>
	\$30,022.15

EXPENDITURES:

For Indigent Maimed Soldiers.	\$24,345.00
For Salaries.	16,100.00
Refunded Tuition.	150.00
Advertising and Printing.	590.63
Old Debts	1,100.74
New Bell.	200.43
Books and Stationery	168.96
Insurance	352.50
Music at Commencement.	100.00
Medals for Prizes.	40.00
Servants' hire.	175.00
Post Office.	60.96
Chairs for Chapel.	300.00
Improvement in Museum.	189.00
Brick	126.00
Repairs and Materials.	798.01
Freights, Incidentals, etc.	521.83
Cash balance.	9,048.09
	<hr/>
	\$30,022.15

W. L. MITCHELL,

Treasurer of the University of Georgia.

UNIVERSITY OF GEORGIA,

ATHENS, August 18, 1868.

His Excellency, Rufus B. Bullock:

DEAR SIR: I have the honor to present, on the foregoing page an abstract of my reports as Treasurer of this Institution. I make two reports to the Board separate and distinct, one embracing the expenditures on account of the

education of indigent maimed soldiers, and the other on account of the University proper in the administration of its ordinary income.

You will observe that our income from the State, in consequence of your considerate forethought, includes the income accruing for the last half of the year 1868, and gives a cash balance of \$9,048.09, which has enabled our Board to add the additional Professors contemplated a year ago, and to feel assured of your Excellency's continued appreciation of this department of our State's public interests.

The promptness, also, with which your Excellency has responded to the wants of those students known as "Indigent maimed soldiers," by drawing your warrant in their behalf, though not yet paid, is highly appreciated, and is looked for as soon as funds are in your Treasury.

I remain, very respectfully, your obedient servant,
WM. L. MITCHELL,
Treasurer.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have concurred in a House resolution to appoint a committee to confer with the Senate committee to examine the calendar, and report the state of the same, in order to fix upon an early day for adjournment, and have appointed as said committee, on the part of the Senate, Messrs. Speer, McWhorter and Nunnally.

They have also concurred in a House resolution authorizing the appointment of a special committee consisting of one from each Judicial Circuit to enquire into the propriety of increasing the Judicial Circuits.

They have also passed a bill to be entitled "An act to incorporate the Nutting Banking Company" in the city of Macon.

They have also concurred in the House amendment to a Senate resolution in relation to removing obstructions from the Tennessee river, etc.

Mr. Turnipseed, of Clay, offered a resolution requesting his Excellency, the Governor, to furnish the names of the persons receiving the next highest number of votes to the colored members who were declared ineligible. Said resolution was not taken up.

Mr. Nisbet, of Dade, offered a resolution requesting the Governor to furnish the committee already appointed by the House, to investigate the claims of gentlemen to the seats vacated by the colored members declared ineligible, with certified election returns from the various counties lately repre-

sented by said colored members. Said resolution was not taken up.

Mr. Phillips, of Echols, offered a resolution providing for the appointment of a committee of three to inquire into the eligibility of those who may apply for the seats made vacant by the ineligibility of the colored members. Said resolution was not taken up.

Mr. Rice, of Columbia, moved to lay the whole matter on the table ; said motion prevailed.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit:

An act to amend an act entitled "An act to incorporate the Georgia Air Line Railroad Company, and to confer on them certain powers and privileges therein mentioned," approved March 5th, 1856, and the acts amendatory thereto.

Mr. Sisson, of Fulton, offered a resolution for the appointment of a committee of three to ask permission of his Excellency, the Governor, to examine the records, and ascertain who are entitled to the seats made vacant by the adoption of the resolution declaring the colored members ineligible.

Mr. Sisson moved a suspension of the rules, in order to take up said resolution ; which motion was lost.

The Clerk proceeded with the call of the roll of counties, when

Mr. Madden, of Burke, reported a bill to allow J. E. Franklin, of Burke county, to peddle without license.

Mr. Rosser, of Webster, a bill to amend section 507 of Irwin's Code of Georgia.

Mr. Barnum, of Stewart, a bill to incorporate the Albany and Columbus Railroad Company, and to loan the credit of the State to said Company.

Mr. Shumate, of Whitfield, a bill for the relief of Harrison S. Sargeant.

Mr. Darnell, of Pickens, a bill to change the lines between the counties of Pickens and Dawson.

Mr. Duncan, of Houston, a bill to amend the charter of all cities and incorporated towns in this State, and to prescribe an additional qualification for voters.

Mr. Gray, of Walker, a bill to be entitled "An act to repeal Section 3798 of the Code of Georgia."

Mr. Wilcher, of Taylor, a bill to change the lines between the counties of Marion and Taylor.

Also, a bill to be entitled "An act to allow the county of Taylor the sum of \$2,000, from the State tax for the year 1868, for the purpose of building a jail house in said county."

Mr. Drake, of Upson, reported a bill for the relief of A. Lewis and brother, of the county of Upson.

Also, a bill to incorporate the town of Thomaston, appointing Commissioners, and for other purposes.

Mr. Holden, from the Committee on Enrollment, made the following report:

Mr. Speaker: The Committee on Enrollment report as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following resolution:

A resolution in relation to removing obstructions from the Tennessee river, etc.

Also, an act to provide Jurors for special or called terms of the Superior Court of the counties of this State for the trial of criminal causes.

The following Senate bill was read the first time:

A bill to be entitled "An act to incorporate the Nutting Banking Company of the city of Macon."

The House took up the following bill, which had been referred to the Judiciary Committee:

A bill authorizing the General Assembly of this State to elect the Superintendent, Auditor and Treasurer of the Western and Atlantic Railroad; and more particularly to define the duties and powers of the Superintendent; said bill read the third time.

Mr. McCullough, of Jones, moved that the hour of adjournment be extended to 2 o'clock, P. M.; said motion prevailed.

A motion that when the House adjourn it stand adjourned until Monday, 10 o'clock, A. M., prevailed.

The House then resumed the consideration of the bill authorizing the General Assembly of this State to elect the Superintendent, Auditor and Treasurer of the Western and Atlantic Railroad, and to define more particularly the powers and duties of the Superintendent.

A majority of the Judiciary Committee, to whom the bill had been referred, reported in favor of its passage.

Mr. O'Neal, from the Committee on the Judiciary, submitted the following report:

The minority of the Judiciary Committee direct me to submit the following report:

The Superintendent, Treasurer and Auditor of the State Road, have for more than twenty years been appointed by the Governor, who has been held responsible to the people by popular sentiment for the faithful management of the road. The other subaltern officers, agents and employees, are appointed by the Superintendent, subject to the approval

of the Governor. This places the undivided responsibility upon the Governor, who has the appointment and removal of the officers and employees of the road. The power of *prompt removal* by a single responsible head is absolutely indispensable to the successful management of this great State work. That head should be the Governor, who is chosen directly by the people, and is directly responsible to them.

Not only does the law give the Governor the appointment of the principal officers, and the approval or rejection of the subalterns, but it also requires that any contract for more than three thousand dollars, made by the Superintendent, have his approval before it binds the State. The law as it now stands, is a complete system, improved from year to year as experience has shown its defects. The whole system has reference to the Governor as its head, and as the responsible agent of the people of the State.

This system has for the last ten or twelve years worked well. Under it the road has been ably and faithfully managed, and has paid a golden harvest into the Treasury of the State. Then why change that system, and risk the ruinous consequences that may follow an untried experiment? The well known financial ability of his Excellency, the Governor, and the excellent business habits, and enlarged capacity of the able Superintendent appointed by him, together with the unsurpassed ability and qualifications of Mr. E. B. Walker, the master of Transportation, are sufficient guarantees of the success of the present administration of the road, and justly excite the reasonable expectation of the people of the State, that the incomes from this great State work will greatly lessen the burdens of the people, by a diminution of taxation, resulting from this source of income. Then why set aside all the experience of the past and break down a system which has been matured by long experience, and by much study and thought of our wisest statesmen? It seems to the minority of the committee that such a course would not only be the height of folly, but absolute madness.

Give the present administration a fair trial, and if it fails to meet public expectation, then will be time enough to condemn it. This very proposition has been before the General Assembly on several occasions prior to the present, and has always, after able discussion and thorough investigation been promptly rejected.

The minority of the committee are able to see nothing but the establishment of a system of *logrolling and bartering* off the incomes of the road for votes in the present proposition. In other words, a parcelling out of the spoils among those

who can control the most votes. If a Superintendent, a Treasurer and an Auditor, are to be elected by the Legislature, who are to be intrusted with the whole uncontrolled management of this great State interest, it is but reasonable to suppose that designing men will seek their positions, and that in order to secure votes they will create sinecure positions for those who can aid in securing their election, and that the incomes of the road, which should be paid into the Treasury of the State, will be thus squandered and divided among hungry office seekers.

Why is it necessary to disturb the Legislature with the proposition? It grows out of the fact that the Governor has not offices enough for all who apply, and he refuses to make places for many who wish them. Being disappointed in their aspirations they turn their attention to the Legislature, and appeal to us to change the whole management of the road, and break down a well established system that has long worked well, that they may have another chance for success.

No one who has succeeded in getting an office on this Road from the Governor, favors this bill. Probably every one who has been unsuccessful desires the change. And why? Simply that they may take another chance for success. This, in the opinion of the minority of the committee, is at the bottom of the whole movement. The only difficulty is, there are not offices enough for all who desire them. Those who are unsuccessful, are never pleased. The new plan, if adopted, would probably please more, as there would, no doubt, be places enough to satisfy many more aspirants. But this would only excite others to apply and become more clamorous for a change, when unsuccessful, while it would leave very little, if any, for the Treasury, to lighten the burdens of the people.

In conclusion, the minority of the committee are satisfied it is best to extend to Governor Bullock, a just and generous confidence, and give his administration a fair trial. And they do not doubt that the result in this case will be as on a former occasion. The disappointed office-seekers will clamor, but the people will say "well done good and faithful servants."

(Signed)

JOHN W O'NEIL.

Mr. Shumate, of Whitfield offered the following as a substitute: A bill to be entitled an act, to provide for the election of a Board of Commissioners by the General Assembly of this State, for the Western and Atlantic Railroad, who shall have general supervision of the road, and elect its officers, etc.

Mr. Lane, of Brooks, moved that the bill and substitute

be made the special order for Monday next. Said motion did not prevail.

Mr. Shumate, of Whitfield, moved the adoption of the substitute. Said motion prevailed, and said substitute was adopted.

Pending the discussion on said bill, and the substitute therefor, a motion was made and sustained that the further consideration of the same be postponed until Monday morning next; said substitute being made the special order.

Mr. Rawles, of Effingham, offered a resolution instructing His Excellency, the Governor, to declare all offices held by free persons of color in this State, vacant, and requesting him to withhold commissions from others who may hereafter be elected to office, and fill the same as provided for in Irwin's Code of Georgia, until the question shall have been settled by the Supreme Court. Said resolution not taken up.

Mr. Shumate, of Whitfield, moved to suspend the rules, that the Senate amendment to the House bill entitled an act to reorganize the municipal government of Augusta, be taken up and read. Said motion prevailed, and said amendment taken up, read and concurred in.

Mr. Crawford, of Bartow, moved to suspend the rules that a resolution providing for the remuneration of one Burley, for services rendered day and night in this House, be taken up. Said motion was lost, and said resolution laid upon the table for the present.

Mr. Harden, Clerk of the House, was added to the committee appointed to examine the books and papers of the Western & Atlantic Railroad.

Leave of absence was granted to Mr. Rainey, of Schley, for a few days, on special business.

Also, to Mr. Gray, on account of sickness in his family.

Also, to Mr. Lastinger, on account of sickness.

By the assent of the House, Messrs. Darling, Johnson, Seale and Fryer, voting in favor of the eligibility of colored members to seats on this floor, changed their votes and had them recorded in the negative.

On motion the House adjourned until Monday morning, 10 o'clock.

MONDAY, September 7. 1868.

10 o'clock, A. M.

The House met pursuant to adjournment and was opened with prayer by the Rev. Mr. Crumley.

The following message was received from His Excellency, the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following act, to-wit: "An act to amend an act entitled an act to incorporate the Georgia Air Line Railroad Company, and to confer on them certain powers and privileges therein mentioned, approved March 5th, 1856, and the acts amendatory thereto."

Also, a resolution authorizing the State Treasurer to pay Committee Clerks in accordance with certain regulations.

The following message was received from the Senate through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have concurred in the House resolution authorizing J. W. Burke to execute the printing.

The following message was received from the Senate through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following bill, to-wit: "A bill to be entitled an act to protect the planters of the State from imposition in the sale of fertilizers."

They have also adopted the following resolution, in which they ask the concurrence of the House: "A resolution directing the Superintendent of Public Works to have assorted and arranged the documents and records of the State of Georgia at Milledgeville so as to insure their safety.

On motion of Mr. Hall, of Meriwether, the rule was suspended and the bill to levy and collect a tax for the support of the Government for the year 1869, and for other purposes, was taken up, read the second time, committed for a third reading and made the special order for to-morrow.

On motion of Mr. Duncan, of Houston, the rule was suspended and the following resolution taken up, read and adopted, to-wit: A resolution for the appointment of a committee to enquire what legislation is necessary for the protection of the State in the endorsement of the bonds of the Macon & Brunswick Railroad Company.

The committee appointed under said resolution, are Messrs. Duncan, Nisbet and Williams, of Morgan.

The House resumed the consideration of the unfinished business of Saturday, to-wit: The bill to be entitled an act to provide for a Board of Commissioners for the management, control and government of the Western & Atlantic Railroad.

Mr. Bell, of Banks, offered as a substitute, a resolution providing for the appointment of a committee to examine

into and investigate the condition and management of the Western & Atlantic Railroad, which was ruled out of order.

The previous question was called and sustained; the report as amended, was agreed to; the bill was read the third time, and on its passage the ayes and nays were required to be recorded, and resulted in ayes 69; nays 42.

Those voting in the affirmative, are Messrs:

Anderson,	Hall, of Bulloch,	Phillips,
Allen, of Hart,	Hamilton,	Price,
Atkins,	Harkness,	Rainey,
Ballanger,	Harrison, of	Rawls,
Barnum,	Franklin,	Reddish,
Brassell,	Harris,	Rosser,
Brown,	Harper, of Sumter,	Rouse,
Butt,	Harper, of Terrell,	Rumph,
Clarke,	Higdon,	Scott,
Cobb,	Hook,	Seale,
Crawford,	Humber,	Shumate,
Drake,	Johnson, of Wilcox,	Sisson,
Duncan,	Kellogg,	Smith, of Coffee,
Ellis, of Spaulding,	Kytle,	Smith, of Ware,
Erwin,	Long,	Surrency,
Felder,	McArthur,	Talliaferro,
Fincannon,	McCullough,	Tate,
Flournoy,	Nash,	Turnipseed,
Ford,	Nisbet,	Walthal,
Fowler,	Nunn,	Warren, of Quitman,
Fryer,	Parke,	Welchel,
George,	Paulk,	Wilcher,
Gober,	Penland,	Williams, of Dooly,
Gullatt,	Pepper,	Williams, of Morgan.

Those voting in the negative, are Messrs:

Ayer,	Fyall,	Neal,
Beard,	Hall, of Meriwether,	O'Neal, of Lowndes,
Belcher,	Harden,	Osgood,
Bell,	Hillyer,	Prudden,
Bethune,	Hooks,	Read,
Bradford,	Hopkins,	Rice,
Bryant,	Johnson, of Towns,	Salter,
Caldwell,	Lane,	Scroggins,
Carpenter,	Lastinger,	Smith, of Charlton,
Chambers,	Lee,	Strickland,
Cunningham,	McCormick,	Watkins,
Darnell,	Madden,	Williams, of
Davis,	Madison,	Haralson,
Ellis, of Gilmer,	Maxwell,	Zellars.
Franks,	Maul,	

Ayes 69; nays 42. So the bill was passed.

Mr. Holden, Chairman of the Committee of Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following resolution, to-wit: A resolution authorizing J. W. Burke to execute the printing.

The following message was received from the Senate through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following bill:

A bill to be entitled an act for the relief of debtors, and to authorize the adjustment of debts upon principles of equity.

On motion said bill was taken up and read the first time.

Mr. Seale, of Pike, offered a resolution providing for the adjournment of the General Assembly on the first day of October next, and to reassemble on the 1st Wednesday in January next.

Several amendments were offered, pending the consideration thereof, Mr. Crawford, of Bartow, offered the following as a substitute, which was received, read and adopted, to-wit:

Resolved, That the committee appointed to examine into the business of the General Assembly, be requested to report as soon as possible with a view to an early adjournment.

Mr. Hall, of Meriwether, offered a resolution for the appointment of a committee to ascertain on what terms the Western & Atlantic Railroad can be sold, etc.

Mr. Price, of Lumpkin, offered a resolution relative to filling vacancy caused by the death of Hon. J. B. Moon.

On motion said resolution was taken up, read and adopted.

On motion leave was granted to the following gentlemen to have their votes recorded on the resolution heretofore adopted upon the eligibility of colored members—when Mr. Caldwell had his vote recorded in the negative, Messrs. Strickland, Hopkins and Reid had theirs recorded in the affirmative.

The House took up the report of the committee on the bill to reduce the Sheriff's bond of Glynn county.

Mr. O'Neal, of Lowndes, offered as a substitute a bill to reduce the bonds of Sheriffs, Clerks, County Treasurers, etc.

On motion, the whole question was laid on the table for the present.

Leave of absence was granted to Mr. Rice, for two days, after to-morrow, on special business; to Messrs. Allen, of Hart, and Vinson, of Crawford, on account of sickness, and to Mr. Matthews, for a few days, on special business.

On motion, the House took a recess until 4 o'clock, P. M.

MONDAY AFTERNOON.

4 o'clock, P M.

The House reassembled, and the following bills were read the second time and referred to the Committee on the Judiciary, to-wit:

A bill to define the jurisdiction of Courts of this State, in suits against railroad companies.

Also, a bill to amend the 3178 section of the Code of Georgia.

Also, a bill to permit officers in all criminal prosecutions to collect their cost at the conclusion of a committal trial.

Also, a bill to prevent delays, by continuances, in the Courts of this State, by parties claiming surprise, etc.

Also, a bill to legalize the acts of the Hon. John T. Clarke, Judge of the Superior Court of the Pataula Circuit, while holding the Superior Court of Stewart, at the April term, 1868.

Also, a bill to prevent plaintiffs from dismissing their cases where the consideration is a slave or slaves, or the hire thereof, without the consent of the defendants.

Also, a bill to repeal sections 4664, 4665, 4666 and 4667 of Irwin's Code.

Also, a bill to reduce the sheriff's bond of Dooly county.

Also, a bill to change the time of holding the Fall term of the Superior Court of Dawson county.

Also, a bill to allow practicing attorneys to administer oaths in certain cases.

Also, a bill to authorize the levy and sale of property under executions, by consent of parties.

Also, a bill for the relief of Jane E. Sims, and constitute her a *feme sole* as to all her separate property.

Also, a bill for the relief George D. Whitfield, of Dooly county.

Also, a bill to make it penal to injure or destroy personal property.

Also, a bill to declare in what manner Sheriffs, Clerks, Ordinaries, Administrators, Executors, Guardians and Trustees shall advertise sales, etc.

Also, a bill in relation to advancements and the distribution of intestates' estates.

Also, a bill to organize commissioners for the county of Chatham.

Also, a bill to be entitled an act for the relief of debtors and to authorize the adjustment of debts upon principles of equity.

Also, a bill to reduce the bond of the Sheriff of Jefferson county, Georgia.

Also, a bill entitled an act to amend the 2573d section of Irwin's Revised Code of Georgia.

Also, a bill to be entitled an act for the relief of honest debtors.

Also, a bill to establish Pauper Farms or Houses of Refuge in the several counties of this State.

Also, a bill to be entitled an act to punish trespassers on lands.

Also, a bill to be entitled an act to reduce the Sheriff's bond of Tatnall.

Also, a bill to be entitled an act to reduce Sheriff's bond in the county of Paulding to four thousand dollars.

Also, a bill to be entitled an act to compel common carriers to provide equal accommodation for passengers without discrimination, and for other purposes.

Also, a bill for the relief of John Foster, William Foster, and John L. O'Neal.

Also, a bill to make hunting with fire arms upon the lands of another, trespass, and the same penal.

Also, a bill to be entitled an act to reduce the Sheriff's bond in the county of Haralson to four thousand dollars.

Also, a bill to be entitled an act to repeal an act to extend the provisions of the act to amend the several acts now in force to regulate the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for the mode of collecting, etc., so far as said act applies to the county of Fulton.

Also, a bill to be entitled an act to secure the payment of mechanics, laborers, and persons furnishing materials towards the erection, altering or repairing of buildings in the State of Georgia.

Also, a bill to be entitled an act amendatory of the charter of the Atlanta Medical College.

Also, a bill to be entitled an act to establish a State police.

Also, a bill to be entitled an act to extend the time and change the manner of holding elections in the State of Georgia.

Also, a bill to be entitled an act to repeal section 3798 of the Code of Georgia.

Also, a bill to be entitled an act to prevent injury to, or destruction of growing crops in enclosed fields, in this State, by persons fishing or hunting game in the same without the consent of the owner or occupier of such fields.

Also, a bill to be entitled an act to reduce the bonds of county officers of Meriwether county.

Also, a bill to be entitled an act to allow the State tax of 1868, of Fayette county, for building a jail.

Also, a bill to be entitled an act authorizing Ordinaries and Clerks of the Superior Courts in this State to perform the marriage ceremony.

Also, a bill to be entitled an act to enable the owners of mines to draw water from branches, or other headwaters, through or over intervening lands.

Also, a bill to be entitled an act for the relief of former County Solicitors.

Also, a bill to be entitled an act for the relief Richard Johnson, of Houston.

Also, a bill to allow J. E. Franklin, of Burke county, to peddle without license.

Also, a bill to be entitled an act to provide for completing the administration and settlement of the estate of Willis J. Wheatley, late of Troup county, deceased.

Also, a bill to amend section 507 of Irwin's Code of Georgia.

Also, a bill to be entitled an act for the relief of Nancy Jones, of Paulding county, etc.

Also, a bill to authorize Mrs. S. A. Cook to act as guardian for her minor child.

The following bills were read the second time and committed for a third reading, to-wit:

A bill to allow the ordinary and other county officers in this State to advertise their sales in such newspapers as they may select.

Also, a bill to apportion certain sections of roads, to be worked by the employees of Concord Manufacturing Company, and thereby exempting them from general road duty.

Also, a bill to prevent the hunting with dogs and killing of deer during the months of June, July, August, in the counties of Marion, Talbot, Taylor and Chattahoochee, and prescribe punishment for the same.

Also, a bill to validate the charter of St. Mary's.

Also, a bill to limit and regulate the hours of a day's labor, under certain conditions.

Also, a bill for the relief of Racheal Box, of the county of Clinch.

Also, a bill to prevent the removal of paupers from one county to another.

Also, a bill for the relief of John Schley, James Schley and Robert Hendrick, and their securities Dempsey F Bishop and John Schley.

Also, a bill to fix the number of precincts in the county of Jefferson.

Also, a bill to regulate the charges on license of retailers of spirituous liquors.

Also, a bill to make it a misdemeanor for non-residents to camp-hunt for deer or other wild game in the county of Paulding, etc.

Also, a bill for the relief of Harrison J. Sargent.

Also, a bill to incorporate the town of Thomastown; appoint commissioners, etc..

Also, a bill making the Honey Gall Landing on Turtle river, in Glynn county, a public landing.

The following bills were read the second time and referred to the Committee on Agriculture and Internal Improvements, to-wit:

A bill to incorporate the Wilmington Railroad Company.

Also, a bill to incorporate the Georgia & Alabama Steamboat Company.

Also, a bill to increase the capital stock of the Wilcoxon Manufacturing Company.

Also, a bill to amend the charter of the Savannah, Skidaway & Seaboard Railroad Company.

Also, a bill to incorporate the Albany & Columbus Railroad Company, and to loan the credit of the State to said Company.

Also, a bill to authorize the Governor to appoint Commissioners to examine certain rivers, and report to the next General Assembly, etc.

Also, a bill to amend an act giving factors and merchants a lien upon growing crops.

Also, a bill to prohibit hunting on the lands of another without the consent of the owner.

Also, a bill to amend an act to incorporate the Georgia Western Railroad Company.

Also, a bill to change the Code, sections 1466 and 1467, and place milling on same footing as other private property.

Also, a bill to incorporate the Muscogee Ice Manufacturing and Trust Company, etc.

Also, a bill to prevent the trespass of stock upon lands or crops of others without the consent of the owners or tenants.

Also, a bill to incorporate the Eatonton & Madison Railroad Company.

Also, a bill to incorporate the Camilla & Cuthbert Railroad Company.

Also, a bill to incorporate the Buck-Eye Manufacturing & Mining Company of Forsyth, Hall, Dawson and adjoining counties.

The following bills were read the second time and referred to the Committee on Corporations, to-wit:

A bill to amend the charters of all cities or incorporated towns in this State, etc.

Also, a bill to incorporate the town of Dykesboro in Pulaski county.

Also, a bill to provide for registering the voters of Atlanta.

Also, a bill to incorporate the Alpharetta Mining Company.

Also, a bill to alter and amend the charter of the city of Americus.

Also, a bill to amend the charter of the town of Louisville.

Also, a bill to incorporate the American Agricultural & Land Company.

Also, a bill to amend the charter of the city of Cuthbert and to define the powers and rights of the corporation and of the officers thereof, and for other purposes.

Also, a bill to incorporate the town of Homerville in the county of Clinch, etc.

Also, a bill to compel police officers of cities to wear badges of office, etc.

Also, a bill to incorporate the Fire & Marine Insurance Company of Savannah.

Also, a bill to incorporate the Nachoochee Valley Mining Company, and the Haney Mining Company of White county.

Also, a bill to incorporate the town of Jefferson, in the county of Jackson.

Also, a bill to extend the corporate limits of the town of Perry.

Also, a bill to constitute certain persons a Board of Commissioners for the town of Dahlonega.

Also, a bill to exclude certain lands from the corporate limits of the town of Ringgold.

Also, a bill to incorporate Etowah Gold Mining Company.

Also, a bill to amend an act to incorporate the town of Spring Place, in the county of Murray, and to more accurately define the duties and powers of the Commissioners of said town, etc.

The following bills were read the second time and referred to the Committee on Insurance, to-wit:

A bill to charter the Mutual Life Insurance Company, of Georgia, and for other purposes.

Also, a bill to incorporate the Georgia Life Insurance Company.

Also, a bill to incorporate the Atlanta Mutual Insurance Society.

Also, a bill to amend an act entitled an act to incorporate the Rome Mutual Insurance Company, of Rome, Georgia, etc.

The following bills were read the second time and referred to the Committee on New Counties and County Lines, to-wit:

A bill to change the time of holding the Superior Court in the county of Monroe.

Also, a bill to change the line between the counties of Cherokee and Pickens so as to include all of Mr. Dowda's plantation in the county of Cherokee.

Also, a bill to change the line between Berrien and Irwin counties.

Also, a bill to change the county line between the counties of Irwin and Wilcox.

Also, a bill to change the county line between the counties of Hall and White.

Also, a bill for the relief of Merrit Camp, of the county of Gwinnett.

Also, a bill to change the line between the counties of Marion and Taylor, so as to include the residence of Seaborn Montgomery with lots of land Nos. 222, 223, 224 and 225, in the county of Marion to the county of Taylor.

Also a bill to change the line between the counties of Quitman and Stewart.

Also, a bill to lay out and organize a new county out of the counties of Campbell, Fayette, and Coweta, to add a portion of Campbell to the county of Coweta, etc.

The following bills were read the second time and referred to the Committee on Education, to-wit:

A bill to authorize the Ordinaries of the several counties in this State to levy a special tax for Educational purposes, on each and every dog, and to regulate the same.

Also, a bill to establish a Common School System for the State of Georgia.

Also, a bill to amend an act entitled an act to educate the indigent maimed soldiers, of Georgia, and to provide the necessary means for the same.

The bill for the relief of the county of Fulton was read the second time and referred to a special committee, consisting of Messrs. Taliaferro, Harkness, Scroggins, Darnell and Seale.

The bill to call into service the militia of the State, etc., was read the second time and referred to the Committee on Military Affairs.

The bill to allow James M. Sales to practice medicine, etc. was read the second time and referred to the committee to whom similar bills have been referred.

The bill to prevent the election of free persons of color, was read the second time and referred to the Committee on Privileges and Elections.

The following bills were read the second time and referred to the Committee on Finance, to-wit :

A bill to increase the salary of the Superintendent of the shoe shop of the Georgia Penitentiary.

Also, a bill to apply the provisions of an act entitled an act to extend the aid of the State to the completion of Macon and Brunswick Railroad to a branch of said road.

Also, a bill to extend the time of redemption of all lands sold for taxes in 1867 and 1868, in the county of Fannin.

Also, a bill to loan the credit of the State of Georgia to the Georgia Western Railroad Company.

Also, a bill to appropriate a fund for the burial of the Confederate dead who may be within the limits of the State.

The following bills were read the second time and ordered to be engrossed, to-wit :

A bill to prevent hunting on the Sabbath in this State.

Also, a bill to authorize the levy of a special tax, for school purposes, in Camden county.

Also, a bill to authorize the Governor to appoint Tax Collectors and Receivers in counties where vacancies may exist, or may occur, etc.

Also, a bill to incorporate the Savings Bank of Atlanta.

Also, a bill to prevent the illegal return of lands in this State.

Also, a bill to allow the county of Taylor the sum of two thousand dollars of the State tax, for the year 1868, for the purpose of building a jail in said county.

Also, a bill to alter and amend an act to regulate the manner of giving in land for taxation, and the sale and redemption thereof, and for other purposes, assented to the 12th of December, 1666.

Also, a bill to change the line between the counties of Pickens and Dawson.

The following Senate bills were read the second time and referred to the Committee on the Judiciary, to-wit :

A bill to repeal an act assented to December 16th, 1867, entitled an act to repeal the second section of an act to amend an act entitled an act to give all persons employed on steamboats and other water-craft on the Chattahoochee, Altamaha, and Ocmulgee rivers, a lien on said steamboats or other water-craft, for his, her, or their wages, and for wood and provisions furnished, and to point out and facilitate the mode of collection of the same, assented to December 11th, 1841, so

as to include the Savannah river within the provisions of the same, and for other purposes, assented to December 27th, 1842.

Also, a bill to require the Supreme Court Reporter to publish the decisions of said Court in pamphlet form, and to provide for the distribution of the same, and for other purposes.

Also, a bill to change the laws of the State where the word Milledgeville is named as the Capital of the State.

Also, a bill to alter and amend the usury laws of this State.

Also, a bill to amend an act entitled an act to fix the time of holding the Supreme Court and to regulate proceedings therein, approved December 16th, 1866.

The bill to establish the City Court of Atlanta was read the second time and made the special order for 10 o'clock, A. M., to-morrow.

The Senate bill to incorporate the Nutting Banking Company, in the city of Macon, was read the second time and referred to the Committee on Banks.

On motion, the House adjourned until 9 o'clock, to-morrow morning.

TUESDAY, September 8, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Leave of absence was granted to Mr. Long, of Carroll, on account of sickness in his family; to Mr. Holden, Mr. Matthews, and Mr. Crawford, of Bartow, for a few days, on special business, and to Mr. Bryant, of Richmond, and Mr. Beard, of Richmond, for a few days, after Wednesday next.

The House took up the special order, to-wit: the bill to levy and collect a tax for the support of the Government for the year 1869, which, on motion of Mr. Rawls, was postponed and made the special order for Monday next, and 200 copies ordered to be printed for the use of the House.

On motion, the rule was suspended, and the Senate bill for the relief of debtors, and to authorize the adjustment of debts upon the principles of equity, etc., was taken up, read the second time and made the special order for Saturday next, at 11 o'clock, A. M.

The House took up the report of the committee on the Senate bill to establish a City Court in the city of Atlanta.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to fix the pay of grand and petit jurors and bailiffs, etc., was taken up and lost.

Mr. Hall, of Meriwether, offered a resolution providing for the appointment of a committee to confer with the State Treasurer, and ascertain how much money there is in the Treasury, etc.

On motion, said resolution was taken up, read and adopted.

The committee appointed under the same, are Messrs. Hall, of Meriwether, Rawls and Harper, of Terrell.

The bill to prevent the holding of the offices of Ordinary and Clerk at the same time, was read the third time and lost.

The House took up the report of the committee on the bill to incorporate the Georgia Mutual Fire and Life Insurance Company, for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Barnum, from the Committee on Physicians, submitted the following report :

Mr. Speaker : The Committee on Physicians, to whom was referred the bill to be entitled an act to alter and amend Chapter III, Title 15, of Irwin's Code, and for other purposes, having had said bill under consideration, recommend that it do pass.

Also, a bill to exempt certain Physicians from jury duty; recommend that said bill do not pass.

(Signed)

JOS. K. BARNUM

Chairman.

Mr. Phillips, from the Committee on Agriculture and Internal Improvements, made the following report :

Mr. Speaker : The committee to whom was referred the bill to incorporate the Turtle River and Screven Railroad Company, recommend that it do not pass.

Also, the committee have had under consideration the bill to reconstruct the public roads of this State, and protect the same, and recommend that it do not pass.

Also, a bill to authorize John Overstreet, of the county of Appling, to establish a fishery on the Tatnall side of the Altamaha river, and recommend that it do pass.

Mr. Anderson, of Cobb, reported a bill to increase the number of Judicial Circuits, etc., which was read the first time.

The House took up the report of the committee on the bill to incorporate the town of Kingston, in the county of Bar-

tow, and provide for the election of Commissioners for the same, for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Bryant, of Richmond, presented a petition from Mr. R. A. Fleming, and Catherine Fleming, Executor and Executrix, which was referred to the Committee on Petitions.

The bill to reduce the bond of the Sheriff of Habersham county, was withdrawn.

The House took up the report of the committee on the bill to reduce the bond of the Sheriff of Pulaski county.

The report of the committee was agreed to, which being adverse, the same was lost.

The House took up the report of the committee on the bill to authorize the Macon & Brunswick Railroad Company to extend a branch of said Road from the town of Hawkinsville to the town of Fort Valley, etc.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to compel the collection of unpaid taxes due for the year 1867.

The report of the committee was disagreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal an act prohibiting the sale of spirituous liquors in the town of Fayetteville, approved December 3d, 1859.

The report of the committee was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the bill to authorize the payment of certain claims against the Western & Atlantic Railroad.

Mr. Seale, of Pike, moved that the bill be indefinitely postponed; the previous question was called and sustained; the yeas and nays were required to be recorded, and resulted in yeas, 70; nays, 40.

Those voting in the affirmative, are Messrs :

Ballanger,	Drake,	Gober,
Barnum,	Duncan,	Harkness,
Bradford,	Ellis, of Gilmer,	Harrison, of
Brown,	Ellis, of Spaulding,	Franklin,
Burtz,	Erwin,	Harris,
Butt,	Evans,	Harper, of Sumter,
Caldwell,	Felder,	Harden,
Carpenter,	Fincannon,	Higdon,
Clarke,	Flournoy,	Hook,
Cloud,	Fryer,	Hooks,
Cobb,	George,	Humber,

Johnson, of Towns,	Page,	Strickland,
Kytle,	Penland,	Tate,
Lane,	Rawls,	Tumlin,
Lastinger,	Reddish,	Turnipseed,
Lee,	Rice,	Walthal,
Lindsay,	Rosser,	Warren, of Quitman,
Long,	Rouse,	Watkins,
McArthur,	Rumph,	Welchel,
McCullough,	Seale,	Wilcher,
Maxwell,	Sewell,	Williams, of Dooly,
Nash,	Shackleford,	Williams, of
Nunn,	Smith, of Coffee,	Haralson.
O'Neal, of Lowndes,	Smith, of Ware,	Williams, of Morgan.

Those voting in the negative, are Messrs :

Anderson,	Ford,	Osgood,
Atkins,	Franks,	Parke,
Ayer,	Fyall,	Pepper,
Beard,	Gullatt,	Price,
Belcher,	Hall, of Bulloch,	Rainey,
Bethune,	Hall, of Meriwether,	Read,
Brassell,	Hamilton,	Salter,
Bryant,	Haren,	Shumate,
Carson,	Hillyer,	Smith, of Charlton,
Chambers,	McCormick,	Surrency,
Crawford,	Madden,	Taliaferro,
Cunningham,	Madison,	Tweedy,
Darnell,	Maull,	Zellars.
Davis,		

Ayes, 70; nays, 40. So the motion prevailed, and the bill was indefinitely postponed.

The Committee on Physicians, made the following report :

The Committee on Physicians, to whom was referred the bill to be entitled "An act to alter and amend Chapter III, Title 15, Part I, of Irwin's Revised Code, and for other purposes," having had said bill under consideration, recommend that it do pass.

Also, a bill to exempt certain physicians from jury duty, recommend that said bill do not pass.

JOS. K. BARNUM,
Chairman.

The Committee on Agriculture and Internal Improvements made the following report :

The Agriculture and Internal Improvement Committee, to whom was referred the bill to incorporate the Turtle River and Screven Railroad Company, recommend that it do not pass.

Also, the Committee have had under consideration the bill

to reconstruct the public roads of this State, and protect the same, and recommend that it do not pass.

Also, the Committee have had under consideration the bill to authorize John Overstreet, of the county of Appling, to establish a fishery on the Tatnall side of the Altamaha River, and recommend that it do pass.

R. W. PHILLIPS,
Chairman.

Mr. Zellars, of Randolph, offered a resolution providing for holding only one session per day, which the House refused to take up.

The House took up the report of the committee on the bill to empower R. T. Massey to sell the real estate of E. M. Edwards, deceased, on the premises.

The report of the committee was agreed to. The bill was read the third time and passed.

On motion, the rule was suspended, when Mr. Price, of Lumpkin, reported a bill to change the line between the counties of Lumpkin and Dawson, so as to add certain lots of land to Lumpkin, etc.

Mr. Erwin, of Habersham, reported a bill to change the line between the counties of Habersham and White, and to add a portion of White to the county of Habersham, etc.

Mr. Surrency, of Tatnall, reported a bill to authorize the land owners of the counties of Liberty and Tatnall to remove obstructions from Beard Creek, etc.

Mr. Felder, of Houston, reported a bill to change the terms of the Superior Court for the county of Macon.

Mr. Price, of Lumpkin, reported a bill to make certain bonds payable to the several counties in this State, instead of to the Justices of the Inferior Court, etc.

Mr. Phillips, of Echols, reported a bill to levy and collect an extra tax in the county of Echols for county purposes.

Mr. Shackelford, of Heard, reported a bill to incorporate the town of Hogansville, in the county of Troup, and for other purposes.

Mr. Walthal, of Polk, reported a bill to reduce the bonds of Sheriffs in the county of Polk.

Mr. Humber, of Stewart, reported a bill amendatory of an act passed December 15th, 1866, authorizing guardians, executors and administrators to take back lands sold by them, and not paid for.

Mr. Hook, of Milton, reported a bill to change the county line between the counties of Cherokee and Milton, etc.

Mr. Tumlin, of Randolph, offered a resolution providing for the appointment of a committee to wait upon the Superintendent of the Western and Atlantic Railroad, and ascertain

the number of officers now employed on said road, their salaries, etc.

The House refused to suspend the rule to take up said resolution.

On motion, the House adjourned until 9 o'clock to-morrow morning.

WEDNESDAY, September 9, 1868,
9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Mr. Hudson, of Harris, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the bill to establish a City Court in the city of Atlanta; which motion was lost.

Mr. Hudson, of Harris, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the bill to repeal an act prohibiting the sale of spirituous liquors in the town of Fayetteville; which motion prevailed.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit:

An Act to reorganize the municipal government of the city of Augusta.

Mr. Hall, Chairman of the Committee on Finance submitted the following report:

Mr. Speaker: The Committee on Finance have had under consideration the following bills, to-wit:

A bill to increase immigration, increase the active capital of the State, in mining, manufacturing, banking, internal improvements and agricultural interest, by exempting certain capital from taxation in this State. Which they recommend do not pass.

Also, a bill to relieve the people of this State from State tax for four years. Which they recommend do not pass.

Also, a bill to appropriate a fund for the burial of the Confederate dead within the limits of this State. Which they recommend do pass.

Also, a bill to increase the salary of the Superintendent of

the shoe shop of the Georgia Penitentiary. Which they recommend do not pass.

Also, a bill to extend the time of redemption of all lands sold for taxes in the year 1867 and 1868, in the county of Fannin. Which they recommend do not pass.

Also, a bill to be entitled an act to appropriate money for the purchase of corn for the indigent persons of this State. Which they recommend do not pass.

Also a bill to compensate the Ordinaries of this State for administering the amnesty oath. Which they recommend do not pass.

Also, a bill to be entitled an act for the relief of the Atlanta and West Point, and the Macon & Western Railroad. Which they recommend do pass, with the express proviso, that no money shall be refunded, claimed as having been paid as taxes over and above other roads.

Respectfully submitted,

W. H. F. HALL,

Chairman Finance Committee.

Mr. Lane, Chairman of the Committee on Corporations, submitted the following report.

Mr. Speaker: The Committee on Corporations have had under consideration the following bills:

"An act to amend an act passed November 12th, 1866, amending the charter of the town of Sandersville, in the county of Washington, and to vest certain powers in the Commissioners thereof. Which they recommend do pass.

Also, "an act to amend the charter of the city of Cuthbert, and to define the powers and rights of the corporation, and of the officers thereof, and for other purposes." Which they recommend do pass.

Also, "an act to constitute certain persons a Board of Commissioners for the town of Dahlonega." Which they recommend do pass.

Also, an act to be entitled an act to vacate the municipal offices of this State and to provide for the appointment of officers to fill the same until the next regular election, according to law." Which bill the committee recommend do not pass.

And also, "an act to exclude certain lands from the corporate limits of the town of Ringgold." Which bill the committee recommend do not pass.

All of which is respectfully submitted.

W. A. LANE,

Chairman Committee on Corporations.

The House took up the resolution providing for the speedy settlement with John Jones, former Treasurer, which, on motion, was postponed, and made the special order for Monday next.

Leave of absence was granted to Mr. Butt, of Marion, on account of sickness in his family; to Mr. Goff, of Randolph, on account of sickness, etc.

The House took up the report of the committee on the bill to amend an act controlling the duties of Tax Receivers.

The report of the committee was agreed, which being adverse to the bill, the same was lost.

The House took up the report of the committee on the bill to allow parties plaintiffs to bring suit upon cases within the jurisdiction of Justices' Courts, before the Justice of the Peace, or Justices whose district or districts include the county site, provided defendant resides in the county, for which the committee had reported a substitute, and upon which the previous question called, and upon the passage of the bill the yeas and nays were called, which resulted in yeas, 13; nays, 95.

Those voting in the affirmative, are Messrs:

Brown,	Harrison, of	Madden,
Burtz,	Franklin,	O'Neal, of Lowndes,
Duncan,	Long,	Price,
Fincanon,	McCormick,	Prudden,
Fryer,		

Those voting in the negative are, Messrs :

Anderson,	Ellis, of Spaulding,	Hook,
Ayer,	Erwin,	Hooks,
Ballanger,	Evans,	Hopkins,
Beard,	Felder,	Hudson,
Bell,	Ford,	Humber,
Bethune,	Fowler,	Kellogg,
Bradford,	Franks,	Kytile,
Brassell,	Fyall,	Lee,
Bryant,	George,	McArthur,
Butt,	Gober,	McCullough,
Caldwell,	Gullatt,	Maxwell,
Carpenter,	Hall, of Bulloch,	Mauil,
Carson,	Hall, of Glynn,	Nash,
Chambers,	Harkness,	Nisbet,
Clarke,	Haren,	Nunn,
Cloud,	Harris,	Page,
Cunningham,	Harper, of Sumter,	Parke,
Darnell,	Harper, of Terrell,	Penland,
Drake,	Harden,	Pepper,
Donaldson,	Higdon,	Phillips,
Ellis, of Gilmer,	Hillyer,	Rawls,

Read,	Sisson,	Warren, of
Reddish,	Smith, of Charlton,	Quitman,
Rice,	Smith, of Coffee,	Watkins,
Rosser,	Smith, of Ware,	Welchel,
Rouse,	Sorrells,	Wilcher,
Rumph,	Strickland,	Williams, of Dooly,
Salter,	Surrency,	Williams, of
Scroggins,	Taliaferro,	Haralson,
Seale,	Tumlin,	Williams, of
Sewell,	Turnipseed,	Morgan,
Shackleford,	Tweedy,	Zellars.
Shumate,	Walthal,	

Ayes, 13; nays, 95. So the bill was lost.

The House took up the report of the committee on the bill to alter and amend sections 4761 and 4767 of the Code.

The report of the committee was agreed to, and the bill lost.

Mr. Bell, of Banks, offered a resolution for the further protection of the State in lending its aid to certain Railroads, and for other purposes.

The House refused to suspend the rule to take up the same.

Leave of absence was granted to Mr. Perkins, of Cherokee, Mr. Allen, of Hart, on account of sickness, and to Mr. Johnson, of Towns, on special business.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following bill to-wit:

A bill to incorporate the Macon Street Railroad Company, and for other purposes.

The House went into Committee of the Whole, (Mr. Hudson in the Chair) on the bill to appropriate money for the Institution for the Deaf and Dumb, etc., and having spent some time therein, the committee arose and reported the same back to the House with amendments.

The report of the committee was agreed to. The bill was read the third time and passed.

Mr. O'Neal, Chairman of the Committee on the Judiciary, submitted the following report:

Mr. Speaker: The Judiciary Committee, to whom these bills were referred, report as follows:

A bill to be entitled an act to repeal an act assented to December 16th, 1857, entitled an act to repeal the second section of an act to amend an act entitled "An act to give all persons employed on steamboats and other water-craft on the Chattahoochee, Altamaha and Ocmulgee rivers, a lien on said

steamboats or other water-craft, for his, her, or their wages and for wood and provisions furnished, and to point out and facilitate the mode of collection of the same, assented to December 11th, 1841, so as to include the Savannah river within the provisions of the same, and for other purposes, assented to December 27th, 1842." The committee recommend that this bill do pass.

A bill to be entitled "An act to regulate the bonds of county officers in the State of Georgia." The committee recommend that this bill do not pass.

A bill to be entitled "An act to provide for the collection of certain debts in certain cases." Recommend this bill do not pass.

A bill to amend article 410 of Irwin's Code. Recommend a substitute herewith transmitted.

A bill to carry into effect the 13th section 5th article of the Constitution relative to juries. Recommend this bill do not pass.

A bill to be entitled "An act to carry into effect the 2d clause 13th section 5th article of the Constitution." Recommend that this bill do pass with amendment.

"An act to declare what length of time shall give Road Commissioners jurisdiction over road hands residing in their districts, and also to declare all persons against whom executions may be issued by Road Commissioners for default of duty, and an entry of *nulla bona* by the proper officers, from the privilege of voting at any of the elections hereafter held in this State." Recommend that this bill do not pass.

A bill to be entitled "An act to abolish the lien of judgments upon property so soon as the same is *bona fide* disposed of by the judgment debtor." Recommend this bill do not pass.

"An act to require county officers, who have in charge the County Records, to be in person, or by proper representative, in their offices at stated hours." Also, to facilitate the business of these several offices: recommend this bill do not pass.

"An act to regulate the publication of legal notices." Recommend this bill do not pass.

A bill to be entitled "An act to alter and amend the first section of article 10 of the Constitution of this State." Recommend this bill do pass.

A bill to be entitled "An act for the relief of Isaiah Williams." The Committee recommend that this bill do pass.

JOHN W O'NEAL,
Chairman.

The House took up the report of the committee on the bill to loan the credit of the State to the Air Line Railroad, etc.

Mr. Duncan, of Houston, offered the following amendment: "That the provisions of said act be, and they are hereby, extended to such branch of the Macon and Brunswick Railroad Company as they may construct from Hawkinsville, in the county of Pulaski, to the junction of the South Western and Muscogee Railroad at Fort Valley, in the county of Houston."

Mr. Hudson, of Harris, offered the following amendment:

And be it further enacted, That the provisions of this act be extended to the Savannah, Griffin and North Alabama Railroad Company.

Mr. Barnum offered the following amendment:

"That the provisions of this act be extended to the Albany and Columbus Railroad."

Mr. Walthal, of Polk, offered the following amendment:

"That the provisions of this act be extended to the Georgia Western Railroad Company."

Mr. Tumlin, of Randolph, offered the following amendment:

"That the provisions of said act be extended to such railroad as may be constructed by virtue of a charter granted at the Session of the Legislature, from the town of Cuthbert, in the county of Randolph, to the town of Camilla, in the county of Mitchell."

Mr. Tate, of Elbert, offered the following amendment:

"That the provisions of this act be extended to the railroad from Washington, Georgia, to Abbeville Court House, South Carolina."

Mr. Ford, of Bartow, moved to amend by applying the provisions of the act to the Cartersville and Van Wert Railroad. Also to the Kingston and Etowah River Railroad Company.

Mr. Nisbet, of Dade, moved to amend by extending the provisions of the bill to such portion of the Wills Valley Railroad as is included in this State.

Mr. Burtz offered the following amendment:

"That the provisions of this bill be extended to the South Georgia and Florida Railroad."

Mr. Reed offered the following amendment:

"That the provisions of this bill be extended to the Hawkinsville and Fort Valley Railroad."

Mr. Williams, of Morgan, offered the following amendment:

"With a view to prevent the sale of bonds, so indorsed, for less than ninety cents in currency, no property shall be bought for more than the market value of such property, or

for more than paid by other railroad companies for like articles at cash prices."

Mr. Maxwell, of Henry, offered the following amendment:

SEC. —. *And be it further enacted*, That the provisions of this act be, and the same is hereby, extended to the railroad leading from Covington, Georgia, connecting with the Savannah, Griffin and North Alabama Railroad, via McDonough, Georgia.

The previous question was called and sustained, which, under the ruling of the Speaker, cut off all of said amendments.

The question then recurred upon the passage of the bill, and upon which the ayes and nays were required to be recorded, and resulted in ayes, 85, nays, 27

Those voting in the affirmative, are Messrs :

Anderson,	Hamilton,	Penland,
Ayer,	Harkness,	Pepper,
Barnum,	Haren,	Phillips,
Beard,	Harrison, of	Price,
Bell,	Franklin,	Prudden,
Bryant,	Harris,	Rawls,
Burtz,	Harper, of Terrell,	Read,
Butt,	Harden,	Rice,
Carson,	Hillyer,	Rouse,
Chambers,	Hook,	Rumph,
Clarke,	Hopkins,	Salter,
Cloud,	Humber,	Scroggins,
Cobb,	Johnson, of Wilcox,	Seale,
Cunningham,	Kellogg,	Sewell,
Darnell,	Kyle,	Shumate,
Davis,	Lane,	Sisson,
Donaldson,	Lastinger,	Smith, of Charlton,
Duncan,	Lee,	Strickland,
Ellis, of Spaulding,	Long,	Surrency,
Ellis, of Gilmer,	McCormick,	Taliaferro,
Erwin,	Madden,	Tumlin,
Evans,	Madison,	Tweedy,
Felder,	Maxwell,	Walthal,
Fincanon,	Maul,	Warren, of Quitman,
Fowler,	Nash,	Welchel,
Franks,	Nisbet,	Wilcher,
Fyall,	O'Neal, of Lowndes,	Williams, of
Gullatt,	Osgood,	Haralson,
Hall, of Glynn,	Parke,	Zellars.

Those voting in the negative, are Messrs :

Ballanger,	Bradford,	Drake,
Bethune,	Brassell,	Flournoy,
Bennett,	Curpenter,	Ford,

Fryer,	McCullough,	Smith, of Ware,
George,	Neal,	Sorrells,
Hall, of Meriwether,	Nunn,	Tate,
Harper, of Sumter,	Reddish,	Watkins,
Higdon,	Shackleford,	Williams, of Dooly,
Hooks,	Smith, of Coffee,	Williams, of Morgan
Hudson,		

Ayes, 85; nays, 27. So the bill was passed, and ordered to be sent forthwith to the Senate.

The following message was received from his Excellency, the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: I am directed by the Governor to deliver to the House of Representatives a communication in writing.

On motion, the communication was taken up and read, and is as follows:

EXECUTIVE DEPARTMENT,

ATLANTA, GEORGIA, Sept. 8th, 1868.

To the House of Representatives:

Your Committee, to whom was referred the subject of the "election and eligibility of persons claiming seats" in your body, in the places of the twenty-five members by you declared ineligible upon account of color, called upon me and presented me with a report of the action of your body on the subject of such alleged ineligibility; setting forth that certain "free persons of color therein named," from the counties mentioned, "are, under the Constitution of the State of Georgia, ineligible to seats on the floor of your House, and further appointing a committee, to whom shall be referred the election and eligibility of persons claiming seats from the aforesaid counties." This report is as follows:

WHEREAS, Abram Smith, of the county of Muscogee, has been declared ineligible to a seat on the floor; *And whereas*, Thomas W. Grimes, Jr., of said county, received the next highest number of votes cast in said county at the last election for Representatives in the General Assembly of the State;

Be it resolved, That the said Thomas W. Grimes, Jr., be declared a member of this body, and that the proper officer proceed immediately to swear him in:

McDOUGALD, of Chattahoochee.

The above resolution was amended by Mr. Tumlin, of Randolph, as follows:

WHEREAS,

1. T. M. Allen, of Jasper county,
2. E. Barnes, of Hancock county,
3. T. G. Campbell, of McIntosh county,
4. G. H. Clower, of Monroe county,

5. A. Colby, of Greene county,
6. J. T. Costin, of Talbot county,
7. Monday Floyd, of Warren county,
8. S. Gardner, of Warren county,
9. W. A. Golden, of Liberty county,
10. W. H. Harrison, of Hancock county,
11. U. L. Houston, of Bryan county,
12. Philip Joiner, of Dougherty county,
13. George Linder, of Lowndes county,
14. R. Lumpkin, of Macon county,
15. Romulus Moore, of Columbia county,
16. Peter O'Neal, of Baldwin county,
17. James Porter, of Chatham county,
18. A. Richardson, of Clarke county,
19. J. M. Sims, of Chatham county,
20. Abram Smith, of Muscogee county,
21. Alexander Stone, of Jefferson county,
22. H. M. Turner, of Bibb county,
23. J. Warren, of Burke county,
24. Samuel Williams, of Harris county,
25. M. Claiborne, of Burke county,

Free persons of color, heretofore occupying seats on the floor of this House are, under the Constitution of the State of Georgia, ineligible to seats on the floor of this House; *And whereas*, They have been so declared by said House, be it, therefore,

Resolved, That the persons in each of the counties aforesaid, having the next highest number of votes, who are free from Constitutional ineligibility, are declared eligible and entitled to seats on the floor of this House.

TUMLIN, of Randolph.

On motion, of —, a committee of three was appointed, to whom shall be referred the election and eligibility of persons claiming seats from the aforesaid counties.

The Chair appointed the following as the committee authorized as above: Messrs. Drake, of Upson, Lee, of Newton, Bethune, of Talbot.

I certify the above to be a correct list of the committee appointed by the Chair, to whom shall be referred the matter above recited.

(Signed,)

M. A. HARDIN,

Clerk House of Representatives.

ATLANTA, GEORGIA, September 4, 1868.

Your committee requested of me the name of the parties who, in the respective counties named, received the number of votes next highest to the persons so declared ineligible.

I immediately caused the necessary examination of the

election returns to be made by two competent persons, sworn to the due and faithful performance of that duty; and herewith submit the names of the parties ascertained to have received, in the respective counties named, the next highest number of votes, namely:

Samuel McComb, of the county of Baldwin, vice Peter O'Niel.

O. G. Sparks, of the county of Bibb, vice H. M. Turner.

W. W. Greiger, of the county of Bryan, vice U. L. Houston.

J. S. Byne, of the county of Burke, vice M. Claiborne.

T. J. Burton, of the county of Burke, vice John Warren.

J. R. Saussy, of the county of Chatham, vice James Porter.

J. J. Kelly, of the county of Chatham, vice J. M. Sims.

J. H. Scott, of the county of Columbia, vice R. Moore.

Henry Morgan, of the county of Dougherty, vice Philip Joiner.

J. B. Park, of the county of Greene, vice Abraham Colby.

T. F. Brewster, of the county of Harris, vice S. Williams.

S. E. Pearson, of the county of Hancock, vice W. H. Harrison.

G. S. Carpenter, of the county of Hancock, vice E. Barnes.

Eli S. Glover, of the county of Jasper, vice T. M. Allen.

James Stapleton, of the county of Jefferson, vice A. Stone.

E. D. Barrett, of the county of Laurens, vice George Linder.

B. H. Zellner, of the county of Monroe, vice G. W. Clower.

W. L. Hitchcock, of the county of Morgan, vice Monday Floyd.

Thomas W. Grimes, of the county of Muscogee, vice Abraham Smith.

J. R. Kimbrough, of the county of Talbot, vice J. T. Costin.

T. S. Hundley, of the county of Warren, vice S. Gardner.

Of the counties of Clarke, Liberty, Macon and McIntosh, the returns being incomplete, the committee are unable to report at present.

While thus complying with the request of your committee, I deem it my duty to say that, when inaugurated as Governor of this State, in presence of the General Assembly, I took a solemn oath that to the best of my ability, I would *preserve, protect and defend* the Constitution. And, though, I am only able, on this occasion to *defend* the Constitution by expressing a respectful objection to the action already taken, as well as that about to be taken, by the House of Representatives, in connection with the report above given, a due regard for my official oath will not permit me to remain a

silent spectator of the attempt thus made to deprive the electors of many counties in the State, of their constitutional right to the voice and vote in your deliberations of their chosen Representatives, and the placing in their stead of persons who did not and cannot receive a majority of those counties.

It must be apparent to the mind of every person not blinded by prejudice, after fairly viewing our situation in the late past, and our present civil government, that such action is a violation of the Constitution, which you and I have sworn to support.

When the armies of the confederated rebellion surrendered to the military power of the government of the nation, and the persons composing the civil establishment of the insurrectionary States became either prisoners or fugitives, we were left a community composed of non-combatants, paroled prisoners of war, and persons (formerly slaves) who had been set free. *We were totally without political rights or privileges.* Those which we have since acquired are such as have from time to time been granted us by Congress.

Under the provisions of Congressional law, *all male inhabitants* of the State, except such as were specially excluded by such law, were permitted, after framing a Constitution acceptable to the General Government, to establish a Government for the State.

All the rights, privileges and immunities enjoyed to-day by any citizen of this State, are so enjoyed under and by virtue of this Constitution, and are derived through the clemency of Congress in permitting us to organize a civil government under that instrument.

The attempt is now made to exclude electors who are not of Anglo-Saxon blood from the right of representing the voters by whom they were legally and constitutionally elected.

Whence does the elected Representative of one county derive authority to become a Judge and decide that the Representatives duly elected from another county shall not be seated?

If such authority is not found in this Constitution, it can only be derived from the unlawful exercise of power.

The only limitation upon the eligibility of an elector to office, or to membership of the General Assembly, is found in the following provisions of the Constitution of this State, and of the United States, namely :

CONSTITUTION OF GEORGIA.

ARTICLE II; Section 3. No person convicted of felony or larceny before any Court of this State, or of, or in the United

States, shall be eligible to any office or appointment of honor or trust within this State, unless he shall have been pardoned.

Sec. 4. No person who is the holder of any public moneys shall be eligible to any office in this State, until the same is accounted for and paid into the Treasury.

Sec. 5. No person, who, after the adoption of this Constitution, being a resident of this State, shall engage in a duel in this State, or elsewhere, or shall send or accept a challenge, or be aider or abettor to such duel, shall vote or *hold office* in this State, and every such person shall, also, be subject to such punishment as the law may prescribe.

Sec. 6. The General Assembly may provide, from time to time, for the registration of all Electors, but the following classes of persons shall not be permitted to register, vote, or *hold office*: First, Those who shall have been convicted of treason, embezzlement of public funds, malfeasance in office, crime punishable by law with imprisonment in the Penitentiary, or bribery. Second, Idiots or insane persons.

ARTICLE III; Section 1; Paragraph 4. No person holding a military commission or other appointment of office, having any emolument or compensation annexed thereto, under this State or the United States, or either of them, except Justices of the Peace and officers of the militia, nor any defaulter for public money, or for any legal taxes required of him, *shall have a seat in either House*; nor shall any Senator or Representative, after his qualification as such, be elected by the General Assembly or appointed by the Governor, either with or without the advice and consent of the Senate, to *any office* or appointment, having any emolument annexed thereto, during the time for which he shall have been elected.

Paragraph 5. The seat of a member of either House shall be vacated on his removal from the District from which he was elected.

Sec. 3; Paragraph 3. *The Representatives shall be citizens of the United States* who have attained the age of twenty-one years, and who, *after the first election* under this Constitution, shall have been citizens of this State for one year, and for six months resident of the counties from which elected.

ARTICLE IV; Section 1; Paragraph 1. No person shall be eligible to the office of Governor, who shall not have been a citizen of the United States fifteen years, and a citizen of this State six years, and who shall not have attained the age of thirty years.

Sec. 2; Paragraph 5; A person once rejected by the Senate shall not be re-appointed by the Governor to the same office during the same session, or the recess thereafter.

ARTICLE V; Section 10; Paragraph 3. No person shall be Judge of the Supreme or Superior Courts, or Attorney General, unless, at the time of his appointment, he shall have attained the age of thirty years, and shall have been a citizen of this State three years, and have practiced law for seven years.

CONSTITUTION OF THE UNITED STATES.

ARTICLE XIV; Section 3; No person shall be a Senator or Representative in Congress, or Elector of the President and Vice President, or hold any office, civil or military, under the United States, or under any State, who, having previously taken an oath, as a Member of Congress, or as any officer of the United States, or as a member of any State Legislature, or as an executive or judicial officer of any State, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid and comfort to the enemies thereof. But Congress may, by a vote of two-thirds of each House, remove such disability.

CONSTITUTION OF GEORGIA.

ARTICLE I; Section 1. *As the Supreme Law:* The Constitution of the United States, *the laws of the United States in pursuance thereof*, and all the treaties made under the authority of the United States.

Sec. 2. As next in authority thereto: *this Constitution.*

From the foregoing it must be freely admitted that no person is made ineligible under our Constitution on account of race or color.

That *negroes are citizens and electors* of the State, and therefore entitled to all the privileges enjoyed by other citizens and electors, and subject only to the same restrictions, is further demonstrated by Article I, Section 2, and Article II, Section 2, of the Constitution, as follows:

ARTICLE I; Section 2. All persons born or naturalized in the United States, and resident in this State, are hereby declared citizens of this State, and no laws shall be made or enforced which shall abridge the privileges or immunities of citizens of the United States, or of this State, or deny to any person within its jurisdiction the equal protection of its laws. And it shall be the duty of the General Assembly, by appropriate legislation, to protect every person in the due enjoyment of the rights, privileges and immunities guaranteed in this section.

ARTICLE II; Section 2. *Every male person born in the United States*, and every male person who has been naturalized, or who has legally declared his intention to become a

citizen of the United States, twenty-one years old, or upward, who shall have resided in this State six months next preceding the election, and shall have resided thirty days in the county in which he offers to vote, and shall have paid all taxes which may have been required of him, and which he may have had an opportunity of paying agreeably to law, for the year next preceding the election, (except as hereinafter provided) *shall be deemed an elector*; and every male citizen of the United States, of the age aforesaid, (except as hereinafter provided) who may be a resident of the State at the time of the adoption of this Constitution, shall be deemed an Elector, and shall have all the rights of an Elector, as aforesaid. *Provided*, That no soldier, sailor, or marine, in the military or naval service of the United States, shall acquire the rights of an Elector by reason of being stationed on duty in this State; and no person shall vote who, if challenged, shall refuse to take the following oath:

"I do swear that I have not given or received, nor do I expect to give or receive any money, treat, or other thing of value, by which my vote, or any vote, is affected, or expected to be affected, at this election; nor have I given or promised any reward, or made any threat by which to prevent any person from voting at this election."

I am aware that gentlemen argue that the eligibility of the colored elector to office should have been affirmatively stated, by specific enactment in the Constitution, in order to vest in him that privilege. But why?

It might, with more propriety, be argued that a Constitution, framed by delegates who were voted for by eighty-five thousand black men and twenty five thousand white men, and ratified by the votes of seventy thousand black men and thirty-five thousand white men, did not carry with it that privilege to the white elector, because it was not *affirmatively stated*.

Admitting, however, that this privilege ought to have been so granted, and we find that, by Paragraph 3 of Article XI, of the Constitution, the code of laws, known as Irwin's Code, continues of force when not inconsistent with the Constitution.

Section 1648 of that Code is as follows:

"Among the rights of *citizens* are the enjoyment of personal security, of personal liberty, private property, and the disposition thereof, the elective franchise, *the right to hold office*, to appeal to the Courts, to testify as a witness, to perform any civil function, and to keep and bear arms."

Section 1849 of the Code states that "all *citizens* are entitled to exercise all their rights as such, *unless specially prohibited by law*."

Sections 1850 and 1851 specially prohibit females and infants, both of which classes are citizens, from exercising certain of the rights of citizens.

Will any one declare that these sections are inconsistent with the Constitution?

Will any one deny that a negro is a *citizen*?

In the Constitutional Convention which framed the Constitution under which we act, on the 15th day of February, 1868, Mr. Waddell, of Polk, moved a reconsideration of so much of the Journal as related to the striking out of the 10th section of the report of the Committee on Franchise, for the purpose of offering the following as a substitute for said section, namely, "*white men only* shall be eligible to any office of trust, honor or profit, or emolument, whether municipal, judicial or political, in this State, and *white men only* shall serve as jurors in the Courts." This motion *was voted down* by a vote of 103 to 19. If the Convention intended that *white men only* should hold office, why did they not adopt Mr. Waddell's motion?

Again, is it reasonable to suppose that a class of citizens, who had been recognized and commissioned as *officers* to execute the Reconstruction Acts by holding the elections, and who had been qualified as members or *officers* of the Convention which framed our Constitution, should be now any the less eligible under the Constitution which they participated in framing, unless the right they then enjoyed had been curtailed or entirely withdrawn by express enactment:

No! gentlemen! The framers of the Constitution made no distinction between electors or citizens on account of race or color, and neither can you, without violating it.

It is argued that this can be done under Paragraph I, Section 4, Article III. "Each house shall be the judge of the election returns and qualifications of its members, and shall have power to punish them for disorderly behavior or misconduct, by censure, fine, imprisonment, or expulsion, but no member shall be expelled except by a vote of two-thirds of the House from which he is expelled."

Each House is the judge *only as to whether its members are qualified according to the provisions of the Constitution*, and of the laws made in pursuance thereof; but the House certainly shall not judge members to be ineligible or disqualified because their political sentiments, or the color of their skin, is not acceptable to the majority; nor shall they, in case there be a doubt as to the legitimacy of such an act, place the weight of that doubt *against the persons on trial*.

Having first silenced, *en masse*, the votes of twenty-five of your members, and then by resolution, in defiance of the

Constitution, declared them ineligible, you now propose to fill their places by citizens who failed to receive a majority of the votes in their respective counties.

Is that a republican form of government, where a minority of the electors rule?

Are not the privileges of a citizen abridged by your action? Does not the Constitution of the United States guarantee to each State a republican form of government, and to the citizens all their privileges or immunities?

Is it not the duty of Congress, by appropriate legislation, to enforce that Constitution?

Have we, from our past experience, any reason to believe that Congress will fail in its duty?

But reasoning from motives of policy alone, the denial of the right of colored men to office will but stimulate a desire on their part, which has not heretofore existed, to press themselves forward into official positions.

At the result of an election for Delegates to the Constitutional Convention, when none participated except the negroes and the few white friends of self-government, who were not overawed by the opponents of Reconstruction, we find an assemblage of 169 members, of whom *only* 33 were persons of color, and in the late election, when every possible means was used to prevent white persons from becoming candidates on the popular side of the question, OUT OF ONE THOUSAND TWO HUNDRED AND EIGHTY-THREE persons elected to office, only FORTY-FIVE of that number are colored.

Add to these facts, that with a General Assembly of two hundred and seventeen members, but thirty-one are colored, and it must be apparent to the unprejudiced mind that the colored men have not acquired that insatiable thirst for office which is so characteristic of our own race. The denial, however, of a well established right will beget contention for the enjoyment of it.

In conclusion, I most respectfully and earnestly call upon you, as lovers of our common country, and well wishers of the peace and good order of the State, to pause in the suicidal course upon which you have entered, urged on, as you are, by bold bad men outside your body, whose wicked counsels have once drenched our land in blood, and whose ambition now is to ruin that which they cannot rule.

RUFUS B. BULLOCK,

Governor.

Mr. Duncan, of Houston, offered the following resolution:

Resolved, That the portion of the communication of his Excellency reflecting upon the action of this House in deciding upon the eligibility of free persons of color under the

Constitution, be returned to his Excellency with the following resolution :

Resolved, That said communication is not warranted by the resolution upon which his Excellency was requested to act, and that the Constitution declares that the members of each House are the judges of the qualification of its members, and not the Governor. They are the keeper of their own consciences, and not his Excellency.

On motion, said resolution was taken up, and upon its adoption, the yeas and nays were required to be recorded, and resulted in ayes 71 ; nays 32.

Those voting in the affirmative, are Messrs :

Anderson,	Hall, of Bulloch,	Price,
Ballanger,	Hall, of Glynn,	Rawls,
Barnum,	Hamilton,	Reddish,
Brassell,	Harkness,	Rosser,
Brown,	Harrison, of	Rouse,
Burtz,	Franklin,	Rumph,
Butt,	Harris,	Scroggins,
Clark,	Harper of Sumter,	Seale,
Cobb,	Harper, of Terrell,	Sewell,
Drake,	Higdon,	Shackleford,
Donaldson,	Hook,	Shumate,
Duncan,	Humber,	Sisson,
Ellis, of Spaulding,	Johnson, of Wilcox,	Smith, of Ware,
Erwin,	Kellogg,	Sorrells,
Felder,	Long,	Surrency,
Fincanon,	McCullough,	Taliaferro,
Flournoy,	Nash,	Tate,
Ford,	Nisbet,	Tumlin,
Fowler,	Nunn,	Turnipseed,
Fryer,	Parke,	Walthal,
George,	Penland,	Welchel,
Gober,	Pepper,	Wilcher,
Gullatt,	Phillips,	Williams, of Dooly.

Those voting in the negative, are Messrs :

Ayer,	Franks,	Neal,
Bell,	Fyall,	O'Neal, of Lowndes,
Bethune,	Haren,	Osgood,
Bryant,	Harden,	Page,
Carpenter,	Hillyer,	Prudden,
Carson,	Hopkins,	Read,
Chambers,	Lee,	Rice,
Cunningham,	McCormick,	Salter,
Darnell,	Madden,	Tweedy,
Davis,	Madison,	Williams, of Morgan.
Ellis, of Gilmer,	Maull,	

Ayes, 71 ; nays, 32. So the resolution was adopted.

Mr. Tumlin, of Randolph, offered the following resolution, which was taken up, read and adopted.

Resolved, That those gentlemen who received the next highest vote to those men of color who have been declared ineligible to their seats, be now sworn in as lawful members of this House, provided none of them are men of color, or ineligible under the third section of the 14th article of the Constitution of the United States. In pursuance of the said resolution, the following members came forward and took the oath prescribed by the Constitution of the States, and took their seats, to-wit:

From the county of Baldwin, the Hon. Samuel McComb.

From the county of Bibb, the Hon. O. G. Sparks.

From the county of Chatham, the Hon. J. R. Saussey.

From the county of Greene, the Hon. J. B. Parke.

From the county of Hancock, the Hon. G. S. Carpenter.

From the county of Morgan, the Hon. W. L. Hitchcock.

From the county of Muscogee, the Hon. T. W. Grimes, Jr.

From the county of Talbot, the Hon. J. R. Kimbrough.

From the county of Columbia, the Hon. J. H. Scott.

From the county of Hancock, the Hon. S. E. Pearson.

From the county of Monroe, the Hon. B. H. Zellner.

Mr. Bryant, of Richmond, presented the following protest, which was ordered to be placed upon the Journal, to-wit:

Mr. Speaker: I protest against the action of the House in declaring Samuel McComb, O. G. Sparks, W. W. Gruger, J. S. Byne, T. J. Burton, J. R. Saussey, J. J. Kelly, J. H. Scott, Henry Morgan, J. B. Parke, T. F. Brewster, S. E. Pearson, G. S. Carpenter, Eli S. Glover, James Stapleton, E. D. Barrett, B. H. Zellner, W. L. Hitchcock, Thomas W. Grimes, J. R. Kimbrough and T. S. Hundley entitled to seats on this floor, in place of Hon. T. M. Allen, E. Barnes, T. G. Campbell, Malcolm Claiborne, G. H. Clower, Abraham Colby, J. T. Costin, Monday Floyd, S. Gardner, W. A. Golden, U. L. Houston, Philip Joiner, George Linder, R. Lumpkin, Romulus Moore, Peter O'Niel, James Porter, Alfred Richardson, Abram Smith, Alexander Stone, H. M. Turner, John Warren, Samuel Williams, W. H. Harrison and J. M. Sims.

The above named persons were duly elected as members of this body, and were declared ineligible because they are persons of color. In my opinion they are constitutionally entitled to seats as members of this House, and the action of the House in declaring them ineligible, is null and void; and, therefore, we have no right to declare any other persons entitled to said seats unlawfully made vacant.

J. E. BRYANT.

Mr. Phillips offered a resolution requiring the Clerk to notify each person declared to be entitled to a seat, and request his early attendance at the Capitol, which, on motion, was taken up read and adopted.

On motion, the House adjourned until 9 o'clock to-morrow morning.

THURSDAY, September 10, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Mr. Hudson, of Harris, moved the reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the resolution upon the message from his Excellency, the Governor, which motion was lost.

Mr. Caldwell presented a protest in the name and behalf of Mr. Porter and others, against the action of the House on the eligibility of colored members, which, upon the motion of Mr. Rawls, was laid upon the table.

Mr. Rawls, of Effingham, offered a resolution providing for the appointment of a committee to investigate the condition of the Treasury, etc., which, on motion, was withdrawn.

Mr. Hudson, of Harris, offered a resolution authorizing the Treasurer to pay to the Officers and Members of the General Assembly, the money now in the Treasury, and such as may be received before the adjournment, etc., and if not enough in hand to pay the amount due, the Treasurer to issue certificates of the amount due, etc.

Mr. O'Neal, of Lowndes, moved to amend by inserting the words: "said certificates to be negotiable, etc.," which was accepted by the mover, and the resolution was adopted, and ordered to be sent forthwith to the Senate.

Mr. O'Neal, Chairman of the Judiciary Committee, made the following report:

Mr. Speaker: The Judiciary Committee have had under consideration, the following bills, to-wit:

"An act to exempt from taxation the property of widows and orphans whose husbands and fathers were killed or died in the war, with a proviso," which bill the committee recommend *do not* pass.

An act to be entitled "An act to amend the 4735 section

of the Code of Georgia." The committee recommend this bill *do not* pass.

A bill to be entitled "An act to exempt from jury duty, Physicians of this State," which they recommend *do not* pass.

A bill to be entitled "An act to amend the 4476 section of the Penal Code of this State. Committee report adversely to the passage of this bill.

A bill to be entitled "An act to amend section 121 of Irwin's Code." Committee recommend this bill *do not* pass.

A bill to be entitled "An act to allow defendants to redeem property sold under execution, and for other purposes." The committee recommend this bill *do not* pass.

A bill to be entitled "An act to repeal an act entitled an act to require certain criminal prosecutions to be *nolle prossed*." The committee recommend this bill *do not* pass.

A bill to be entitled "An act to regulate and increase the fees of Justices of the Peace and Constables of this State in certain cases," which bill the committee recommend *do not* pass.

"A bill to define qualifications of officers, and for other purposes." The committee recommend this bill *do not* pass.

A bill to be entitled "An act to change 1456 section of Irwin's Code of Georgia, so as to require worm fences to be four feet high." The committee recommend this bill *do not* pass.

And "An act for the relief of criminals confined in the prisons of this State for inability to pay fines and cost, and for other purposes." The committee recommend this bill *do* pass.

JOHN W O'NEAL,
Chairman.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following bills :

A bill to be entitled "An act to provide for the setting apart a homestead of realty, etc.

Also, a bill to incorporate the Schofield Rolling Mill Company.

Mr. Hall, Chairman of the Committee on Finance, submitted the following report :

HOUSE OF REPRESENTATIVES,

ATLANTA, GEORGIA, Sept. 10, 1868.

Mr. Speaker : The Committee under the resolution of the House to ascertain from the Treasurer the amount of money in the Treasury, and report the same to the House as soon as possible, would respectfully report that they have seen the

Treasurer, and that there is, according to his statement, only \$11,841 53 in the Treasury.

W H. F. HALL,
Chairman.

Mr. Wilcher, of Taylor, offered the following resolution, which, on motion, was taken up, read and adopted :

A resolution that the committee heretofore appointed to wait upon the Governor, and ascertain the persons receiving the next highest number of votes in the counties heretofore represented by colored members recently declared ineligible, be instructed to take the best evidence at hand in the cases not determined by the report of the Governor, and report the same to the House without delay.

WHEREAS, The report of the Governor represents the returns of elections for members of this body "incomplete" in certain counties recently represented here by colored members, and without explanation fails to report the names of those receiving the next highest number of votes in said counties to the colored members recently declared ineligible ; be it, therefore,

Resolved, That the committee heretofore appointed to report on this matter, be instructed forthwith to proceed to take and receive the best evidence at their command as to the next highest candidates in said counties, and to report the names of said candidates, and the evidence before them, from time to time, without delay.

On motion, the rule was suspended, and Mr. Bell, of Banks, reported a bill to authorize his Excellency, the Governor, to borrow money on the credit of the State to pay off officers and members of the General Assembly.

Mr. Rawls, of Effingham, reported a bill to point out the mode of paying the fees of the Solicitors General of the Eastern Judicial Circuit, &c.

Mr. Bell, Chairman of the Committee on the Lunatic Asylum, submitted a report, which, on his own motion, was ordered to be printed without being read, and 200 copies furnished for the use of the House.

Mr. Lee, of Newton, offered a resolution, which was taken up, read and adopted, as follows :

That a committee of five be appointed to examine and report all the facts in reference to the claims of the various Colleges.

Mr. Harper, of Terrell, offered the following resolution, which was taken up, read and adopted.

WHEREAS, The several committees appointed to visit the State institutions and public buildings, having advanced the money to pay their own expenses, and there being no law

authorizing the Treasurer to pay said expenses; be it, therefore,

Resolved, That his Excellency, the Governor, be authorized to draw his warrant for the amounts so expended, which shall be charged to special appropriations, and drawn from the funds now in the hands of the Treasurer.

The committee appointed under Mr. Lee's resolution, are Messrs. Lee, Scroggins, Hamilton, George and Pepper.

The House took up the Senate bill to alter and amend the Usury Laws of this State, and upon the passage of the same the ayes and nays were required to be recorded, and resulted in ayes 45; nays 87.

Those voting in the affirmative, are Messrs:

Barnum,	Higdon,	Scroggins,
Carson,	Hitchcock,	Seale,
Chambers,	Humber,	Sewell,
Cloud,	Johnson, of Wilcox,	Shackleford,
Cobb,	Lee,	Sparks,
Crawford,	Lindsay,	Taliaferro,
Duncan,	Long,	Tumlin,
Erwin,	Maul,	Turnipseed,
Felder,	Morgan,	Tweedy,
Fryer,	Nash,	Walthal,
Gray,	Neal,	Warren, of
Hall, of Bulloch,	Nisbet,	Quitman,
Hall, of Glynn,	Prudden,	Williams, of
Hall, of Meriwether,	Read,	Morgan,
Hamilton,	Rosser,	Zellars.
Harper, of Terrell,	Saussy,	

Those voting in the negative, are Messrs:

Anderson,	Davis,	Harper, of Sumter,
Ayer,	Donaldson,	Harden,
Ballanger,	Ellis, of Gilmer,	Hillyer,
Bell,	Ellis, of Spaulding,	Hook,
Bethune,	Evans,	Hopkins,
Bradford,	Fincannon,	Hudson,
Brassell,	Flournoy,	Hundley,
Brown,	Ford,	Johnson, of Towns,
Burton,	Fowler,	Kimbrough,
Burtz,	Franks,	Lane,
Byne,	Fyall,	Lastinger,
Caldwell,	George,	McArthur,
Carpenter, of	Gober,	McCormick,
Hancock,	Grimes,	McCullough,
Carpenter of	Harkness,	McComb,
Pierce,	Haren,	Madden,
Clarke,	Harrison, of	Madison,
Cunningham,	Franklin,	Maxwell,
Darnell,	Harris,	Nunn,

O'Neal, of Lowndes,	Rouse,	Strickland,
Page,	Rumph,	Surrency,
Parke, of Greene,	Salter,	Watkins,
Parke, of Gwinnett,	Scott, of Columbia,	Welchel,
Paulk,	Scott, of Floyd,	Wilcher,
Penland,	Shumate,	Williams, of
Pepper,	Sisson,	Dooly,
Pearson,	Smith, of Charlton,	Williams, of
Phillips,	Smith, of Coffee,	Haralson,
Price,	Smith, of Ware,	Zellner.
Rawls,	Sorrells,	

Ayes, 45 ; nays, 87. So the bill was lost.

Mr. Hudson, from the committee appointed to examine into the business now before the General Assembly, submitted the following report, which, on motion, was taken up, agreed to, and the resolution adopted.

Mr. Speaker: The committee appointed on the part of the House, to confer with a similar committee on the part of the Senate, to examine into the business now before each branch of the General Assembly, have discharged the duty assigned them, and beg leave to report that the present state of Senate Calendar, is a follows :

Senate bills for third reading,154
Senate bills for second reading, ..	59
Resolutions,109
House bills for third reading, ..	0
House bills for second reading, 25
House bills for first reading,	25
Joint resolutions,	15

House Calendar is as follows:

House bills for second reading, ..	20
House bills for third reading, ..	.253
House bills postponed for present,	6
Senate bills for third reading, . . .	7
Senate bills for second reading, ..	0
Senate bills for first reading,	0
Senate resolutions,	0
House resolutions,	73

The committee are of the opinion that by diligent attention to business, all the matter now before the Legislature, can be disposed of by Friday, the 25th inst., and they recommend the adoption of the following resolution :

Resolved, That this General Assembly do adjourn, *sine die*, at 12 o'clock, M., on Friday, the 25th inst.

THOS. J. SPEER,
A. D. NUNNALLY,
J. H. McWHORTER,

Committee on part of the Senate.

WM. J. HUDSON,
R. W. FLOURNOY,
F. M. SMITH,

Committee on part of the House.

The following members declared entitled to seats in place of those vacated on account of color, appeared, were sworn in and took their seats, to wit:

From the county of Burke, the Hon. J. S. Byne.

From the county of Dougherty, the Hon. Henry Morgan.

From the county of Warren, the Hon. T. S. Hundley.

From the county of Burke, the Hon. T. J. Burton.

Mr. Hall, of Meriwether, offered the following resolution, which, on motion, was taken up, read and adopted:

Resolved, That his Excellency, the Governor, is hereby respectfully requested to inform this House, at as early a day as practicable, the amount of interest that will become due on the public debt during the present political year; also, of the entire indebtedness of the State, and the amount for which the State Road is pledged.

On motion, the House took a recess until 4 o'clock, P. M.

THURSDAY AFTERNOON.

4 o'clock, P. M.

The House reassembled and took up the following bills, which were read the second time, and referred to the Committee on the Judiciary, to-wit:

A bill to change the terms of the Superior Court for the county of Macon.

Also, a bill to increase the number of Superior Court Judicial Circuits in this State, reorganize the same, etc.

Also, a bill amendatory of an act passed 15th December, 1866, authorizing guardians and executors to take back lands sold by them and not paid for.

Also, a bill for the relief of the people from usurious contracts made with Loan and Building Associations, and for other purposes.

The following bills were read the second time, and committed for a third reading, to-wit :

A bill to be entitled an act to make certain bonds payable to the several counties in this State, instead of to the Justices of the Inferior Courts and to the Inferior Courts.

Also, a bill to incorporate the town of Hogansville, in the county of Troup, and for other purposes.

Also, the Senate bill to be entitled an act to protect the planters of this State from imposition in the sale of fertilizers.

The following bills were read the second time and referred to the Committee on New Counties and County Lines.

A bill to be entitled an act to change the county line between the counties of Habersham and White, and to add a portion of White to the county of Habersham, and for other purposes.

Also, a bill to be entitled an act to change the county line between the counties of Cherokee and Milton, and for other purposes.

Also, a bill to be entitled an act to reduce the bond of Sheriffs in the county of Polk.

Also, a bill to be entitled "An act to change the line between the counties of Lumpkin and Dawson, so as to add certain lots of land to Lumpkin which are now in Dawson county.

On motion, the rule was suspended, and the House took up the reconsidered bill to repeal an act prohibiting the sale of spirituous liquors in the town of Fayetteville.

The report of the committee was agreed to. The bill was read the third time and passed.

The following bills were read the second time and referred to the Committee on Agriculture and Internal Improvements, to-wit :

A bill to authorize the land owners of the counties of Liberty and Tatnall to remove obstructions from Beard Creek, etc.

The bill to levy and collect an extra tax in the county of Echols, etc., was read the second time and ordered to be engrossed.

Mr. Hall, of Glynn, offered the following resolution, which was taken up, read and adopted.

Resolved, That the Clerk of the House be allowed to employ nine additional clerks. All clerks to draw pay from the day their services commenced.

Leave of absence was granted to Messrs. Drake, Irwin, Felder and Atkins, on account of sickness ; and to Messrs. Humber, Maxwell, Harkness, Maull and Ellis, of Spaulding, on special business.

On motion, the rules was suspended, when Mr. Scott, of Floyd, reported a bill to revive and amend an act entitled "An act for the building and constructing of a railroad from the town of Athens to, or near, the town of Clayton, in Rabun county, etc.

Mr. Fryer, of Early, reported a bill to prevent the penning or confining cattle without permission of the owner.

Mr. Caldwell, of Troup, reported a bill to incorporate the Troupe Mutual Life Insurance Association.

Mr. Hopkins, of Miller, reported a bill to repeal an act entitled "An act to prevent the obstruction of Spring Creek, so far as relates to the counties of Miller, Decatur and Early, etc.

Mr. Bethune, of Talbot, reported a bill to authorize his Excellency, the Governor, to draw his warrant on the Treasury in favor of John J. Boswell, for services rendered in small pox cases.

Mr. Hopkins, of Miller, reported a bill to exempt practicing physicians from taxation. .

On motion, the general Tax Bill was taken up and made the special order for 10 o'clock to-morrow.

Mr. Madison reported a bill to regulate the prices of corn, bacon, chickens, etc.

On motion of Mr. Hudson, of Harris, the House adjourned until 9 o'clock to-morrow morning.

FRIDAY, September 11, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Mr. Harper, of Terrell, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the Senate bill to be entitled an act to alter and amend the usury laws of this State, etc.

The previous question was called and sustained, and upon the motion to reconsider, the ayes and nays were required to be recorded, and resulted in ayes, 60; nays, 63.

Those voting in the affirmative, are Messrs:

Barnum,	Burton,	Carson,
Bell,	Byne,	Chambers,
Bethune,	Carpenter, of	Clarke,
Bryant,	Hancock,	Cloud,

Cobb,	Johnson, of Wilcox,	Rosser,
Crawford,	Kyle,	Saussey,
Duncan,	Lee,	Scroggins,
Fitzpatrick,	Lindsay,	Seale,
Ford,	Long,	Sewell,
Fowler,	McArthur,	Shackleford,
Franks,	McComb,	Sisson,
Fryer,	Matthews,	Sparks,
Gober,	Morgan,	Taliaferro,
Goff,	Nash,	Tumlin,
Gray,	Neal,	Turnipseed,
Gullatt,	Nisbet,	Tweedy,
Hall, of Glynn,	Phillips,	Walthall,
Hall, of Meriwether,	Pearson,	Warren, of Quitman,
Hamilton,	Price,	Williams, of
Harper, of Terrell,	Prudden,	Morgan,
Hitchcock,	Reddish,	Zellner.

Those voting in the negative, are Messrs:

Anderson,	Harrison, of	Parke, of Greene,
Ayer,	Franklin,	Paulk,
Ballanger,	Harris,	Penland,
Bradford,	Harper, of Sumter,	Pepper,
Brassell,	Harden,	Perkins, of Dawson,
Brinson,	Higdon,	Rawls,
Brown,	Hillyer,	Rouse,
Caldwell,	Hooks,	Rumph,
Carpenter, of	Hopkins,	Salter,
Pierce,	Hudson,	Scott, of Columbia,
Cunningham,	Hundley,	Smith, of Charlton,
Darnell,	Johnson, of Towns,	Smith, of Coffee,
Davis,	Kimbrough,	Smith of Ware,
Donaldson,	Kellogg,	Sorrells,
Ellis, of Gilmer,	Lane,	Strickland,
Evans,	Lastinger,	Surrency,
Fincanon,	McCormick,	Watkins,
Flournoy,	McCullough,	Welchel,
George,	Madden,	Williams, of Dooly,
Grimes,	Madison,	Williams, of
Hall, of Bulloch,	Nunn,	Haralson,
Haren,	O'Neal, of Lowndes,	

Ayes, 60; nays, 63. So the motion was lost.

Mr. Harper, of Terrell, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill to repeal an act to prohibit the sale of spirituous liquors in the town of Fayetteville.

Mr. Flournoy, of Washington, moved as a substitute for said motion, that the House reconsider the action of the House in suspending the rule, and taking up said bill, and passing it out of its order, which motion prevailed.

Mr. Lane, Chairman of the Committee on Corporations, made the following report :

Mr. Speaker: The Committee on Corporations have had under consideration the following bills :

A bill "to alter and amend the charter of the city of Americus." The committee recommend this bill do pass.

Also, "An act to extend the corporate limits of the town of Perry." The committee recommend this bill do pass.

Also, "An act to incorporate 'The Nacoochee Valley Mining Company,' and 'The Hannay Mining Company of White county.'" The committee recommend this bill do pass.

W A. LANE,
Chairman.

Mr. McCullough, from the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit :

An act to establish the City Court of Atlanta.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the House bill to be entitled "An act to change the time of holding the Superior Courts for the counties of Catoosa and Cherokee with amendments thereto, in which amendments they ask the concurrence of the House; all of which I am directed to transmit forthwith to this branch of the General Assembly.

On motion, the rule was suspended, and the bill to raise funds for the payment of the General Assembly taken up, and was read the second time and ordered to be engrossed.

Mr. Scott, of Floyd, offered the following resolution which was read and adopted.

Resolved, That the resolution authorizing evening sessions for this House be so amended, as to include bills on their first reading.

Mr. Duncan submitted the following report:

Mr. Speaker: The undersigned, committee appointed by the House to examine such proof as might be produced or could be obtained, going to show who were the next highest person voted, and entitled to the seats made vacant by those members declared ineligible from the counties from which no accurate report could be obtained by reason of the irregularity of the election returns, beg leave to report, that from the best evidence they can obtain, and which is herewith returned, they find that:

James C. Wilson, of the county of Clarke, received the next highest number of votes to Alfred Richardson.

J. W. Farmer, of the county of Liberty, received the next highest number of votes to W. A. Golden.

W. B. Hill, of the county of Macon, received the next highest number of votes to Robert Lumpkin.

C. C. DUNCAN,

J. B. PARKE,

J. S. BYNE,

Committee.

Which was received and adopted, and the following members came forward, took the oath prescribed by the Constitution of the State, and were seated accordingly :

From the county of Macon, the Hon. W. B. Hill.

From the county of Clarke, the Hon. J. C. Wilson.

From the county of Jasper, the Hon. Eli S. Glover.

From the county of Liberty, the Hon. John W. Farmer.

Mr. McCullough, Chairman of the Committee on New Counties and County Lines, made the following report :

Mr. Speaker: The Committee on New Counties and County Lines, have had under consideration the following bills :

A bill to be entitled "An act to change the county lines between the counties of Hall and White," and recommend the same do pass.

Also, a bill "to change the line between the counties of Floyd and Gordon," and recommend the same do pass.

Also, a bill to be entitled "An act to change the county line between the counties of Cherokee and Milton, and for other purposes," and recommend the same do pass.

Also, a bill to be entitled "An act to change the line between the counties of Habersham and White, and to add a portion of White to the county of Habersham, and for other purposes," and recommend the same do pass.

Also, a bill to be entitled "An act to change the line between the county of Quitman and the county of Stewart," and recommend the same do pass.

Also, a bill to be entitled "An act to change the line between the counties of Marion and Taylor, so as to include the residence of Seaborn Montgomery, with lots of land Nos. 222, 223, 224 and 225, now in the county of Marion to the county of Taylor," and recommend the same do pass.

September 10, 1868.

The House took up the report of the committee on the bill to be entitled "An act to levy and collect a tax for the support of the government for the year 1868, and for other purposes."

The bill was taken up by sections :

Mr. Taliaferro moved to strike out the first and second lines in the second section, which motion was lost.

Mr. Flournoy moved to strike out of the fourth line the word "forty" and insert "ten," which motion was lost.

Mr. Crawford moved to strike out of the fifth line the word "ten" and insert the word "twenty-five," which was agreed to. Also, strike out the word "ten" and insert "twenty," which was agreed to. Also, moved to strike out the word "ten," in the seventh line, and insert the words "twenty-five," which motion was lost.

Mr. Harper, of Terrell, moved to strike out the eighth line, which motion was lost.

Mr. Bethune moved to strike out all the ninth line after the word "only," which was agreed to.

Mr. Price moved to add a proviso at the end of said line, which was agreed to.

The first and second sections were adopted as amended.

On motion of Mr. Saussey, of Chatham, the third section was referred to the Judiciary Committee.

Mr. Flournoy and Mr. Anderson, each moved to amend the 4th section, but the previous question was called, and the section adopted without amendment.

The fifth section was adopted.

Also, the sixth section.

Mr. Price moved that the seventh section be referred to the Judiciary Committee, which motion prevailed.

Mr. Crawford moved to amend the eighth section by exempting from taxation "threshing machines, harvesters, mowers, seed drills, movable hay and cotton presses, and cotton gins," which was lost, and the section adopted.

The ninth section was stricken out.

Mr. Price, of Lumpkin, offered an additional section, which was adopted.

Mr. Bell, of Banks, offered two additional sections, which were agreed to.

On motion, the bill was laid on the table for the present.

The Speaker announced the following additions to the several standing committees, to-wit :

Deaf and Dumb Asylum.—Hitchcock, Farmer, of Liberty.

Asylum for the Blind.—Hitchcock, Sparks, of Bibb.

Lunatic Asylum.—McComb, of Baldwin, Hill, of Macon.

On Journals.—Burton, of Burke.

Consolidation of Bills.—Morgan, of Dougherty.

New Counties and County Lines.—Kimbrough, Pearson.

Agriculture and Internal Improvement.—Sparks, of Bibb, Byne, of Burke,

Public Printing.—Pearson, Glover.

Auditing Committee.—Scott, of Columbia.

Committee on Public Buildings—McComb, Scott, of Columbia.

Public Education—Hundley, Wilson, of Clarke.

On Petitions—Zellner, Glover.

On Privileges and Election.—Pearson, Farmer.

On the Judiciary—Morgan, of Dougherty, Parke, of Greene, Grimes, of Muscogee, Saussey, of Chatham.

On the State of the Republic—Zellner, Byne, of Burke, Morgan, of Dougherty.

On Banks—Carpenter, of Hancock, Sparks, of Bibb, Morgan, of Dougherty.

On Military Affairs—Grimes, of Muscogee, Saussey, of Chatham.

On Penitentiary—Kimbrough, Wilson, of Clark.

On Manufactories—Parke, of Greene, Hundley, Sparks, of Bibb.

Public Buildings—McComb, of Baldwin, Hill, of Macon.

On Finance—Sparks, of Bibb, Carpenter, of Hancock, Byne, of Burke.

Mr. Phillips, of Echols, submitted the following report :

To the honorable Speaker of the House of Representatives :

As Chairman of the committee to whom was referred the following bills, have, according to order, had the same under consideration, and have directed me to report the same :

A bill to be entitled "An act to prohibit hunting on the lands of another." We recommend that it do pass with amendments.

A bill to incorporate the Manufacturing, Marine, Railway, Commercial and Dry Dock Company. We recommend that it do pass.

A bill to incorporate the Memphis Branch Railroad Company, and to grant certain powers and privileges. We recommend that it do pass.

A bill to appropriate a fund for removing obstructions from the Savannah river, between the cities of Augusta and Savannah. We recommend that it do not pass.

A bill to increase the capital stock of the Wilcoxon Manufacturing Company to two hundred thousand dollars. We recommend that it do pass.

A bill to prevent the trespass of stock upon lands or crops of others, without the consent of the owners of the lands or tenants thereof, in the county of Morgan. We recommend that it do pass.

A bill to incorporate the Cherokee Manufacturing Company of Floyd county. We recommend that it do pass with amendments.

R. W. PHILLIPS, *Chairman*.

Leave of absence was granted to Messrs. McCormick, of Troup, Nisbet, of Dade, Osgood, of Chatham, Williams, of Morgan, Zellner, of Monroe, and Hitchcock, for a few days on special business; and to Messrs. Brassell, of Fayette, Burtz, of Mitchell, on account of sickness; and to Mr. Zellars, of Campbell, on account of a sick family.

At the request of a majority of the Committee on Finance Messrs. Scroggins and Brassell were added to the Committee on Finance.

On motion, the House adjourned until 9 o'clock to-morrow morning.

SATURDAY, September 12, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

On motion of Mr. Hall, of Meriwether, the House took up the bill to levy and collect a tax for the support of the government for the year 1868.

The Committee on the Judiciary, to whom had been referred the seventh section, reported a substitute for the same; which was agreed to.

Mr. Hudson, of Harris, offered an additional section, levying a poll tax of one dollar per head on all male citizens for educational purposes, etc.; which was agreed to.

On motion of Mr. Hall, of Meriwether, the fourth section was recommitted, amended, and as amended, was adopted. The report of the committee was agreed to; the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize his Excellency, the Governor to borrow money, upon the credit of the State, to pay off the members and officers of the General Assembly.

The report of the committee was agreed to. The bill was read the third time and passed.

Mr. O'Neal, Chairman of the Judiciary Committee, submitted the following report:

Mr. Speaker: The Judiciary Committee have had under consideration the following bills, to-wit:

"An act to regulate the amount of official bonds of the county of Wilkes, and the mode of taking the same." The committee recommend that this bill do not pass.

Also, a bill to be entitled "An act to regulate the cost

and fees of Justices of the Peace and Constables, and define their powers and duties in certain cases." The committee recommend this bill do not pass.

Also, a bill entitled "An act to change the 1640th section of the Code of Georgia, and to define the fees of Solicitors General in certain cases." The committee recommend this bill do not pass.

Also, "An act for the relief of B. F. Henry, of the county of Bibb." The committee recommend this bill do not pass.

Also, a bill to be entitled "An act to declare the force and effect of contracts made between Building and Loan Associations, incorporated by the Superior Courts of this State, and the members thereof." The committee recommend this bill do not pass.

Also, an act to be entitled "An act to change the time of holding the Superior Court in the county of Marion." The committee recommend this bill do pass.

JOHN W. O'NEAL,
Chairman.

Mr. Lane, Chairman of the Committee on Corporations, submitted the following report:

Mr. Speaker: The Committee on Corporations have had under consideration the following bills, to-wit:

A bill to be entitled "An act to incorporate the town of Jefferson, in the county of Jackson, and for other purposes." The committee recommend this bill do pass.

Also, a bill "to amend the charter of the town of Louisville," which they recommend do pass.

Also, "An act to incorporate the Etowah Gold Mining Company of Georgia." The committee recommend this bill do pass.

Also, a bill to be entitled "An act to amend the several acts incorporating the town of Cartersville, in the county of Bartow, and to repeal all acts and parts of acts in conflict with this act," which they recommend do pass.

W. A. LANE,
Chairman.

On motion, the bill to loan the aid of the State to the Savannah, Griffin and North Alabama Railroad Company, and the bill to incorporate the Albany and Columbus Railroad Company, and to loan the credit of the State to said Company, was taken from the Committee on Agriculture and Internal Improvements, and referred to the Committee on Finance.

The resolution in relation to four colored members not embraced in the resolution declaring twenty-five ineligible, was taken up and laid on the table for the present.

Mr. Price, of Lumpkin, presented a memorial from Mr. McCrary, which was read and referred to the Committee on Petitions.

Mr. McCullough, Chairman of the Committee on New Counties and County Lines, made the following report, to-wit:

Mr. Speaker: The Committee on New Counties and County Lines have had under consideration the following bills, and beg leave to report as follows:

A bill to change the line between the counties of Berrien and Irwin, and recommend the same do pass.

Also, a bill entitled, "An act to change the county line between the counties of Irwin and Wilcox," and recommend this bill do not pass."

Also, a bill to be entitled "An act to change the line between the counties of Wilcox and Pulaski, and recommend this bill do not pass.

Also, a bill to be entitled "An act for the relief of Merritt Camp, of the county of Gwinnett," and recommend this bill do pass.

Also, a bill to be entitled "An act to lay out and organize a new county of the counties of Campbell, Fayette and Coweta, and to add a portion of Campbell county to the county of Coweta, and for other purposes therein mentioned," and recommend this bill do not pass.

The House took up the report of the committee on the bill to be entitled "An act to amend the charter of the Savannah, Skidaway and Seaboard Railroad Company, and for other purposes."

The report of the committee was agreed to; the bill was read the third time and passed.

On motion of Mr. Harper, of Terrell, the rule was suspended, and a resolution providing for the appointment of a committee to take into consideration a revision of Irwin's Code. Taken up.

Mr. Duncan, of Houston, offered as a substitute a resolution providing for the appointment of a committee to examine and report upon a manuscript prepared by the Hon. Mr. Platt, of Randolph, which was read and adopted.

The committee appointed under said resolution are Messrs. Harper, of Terrell, McCullough, and Anderson, of Cobb.

The House took up the report of the committee on the bill to amend the charter of the city of Americus.

The report of the committee was agreed to; the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the several acts to incorporate the town of Cartersville, in the county of Bartow, and to repeal all acts

and parts of acts in conflict with this act. The report of the committee was agreed to; the bill was read the third time, passed, and ordered to be sent forthwith to the Senate.

The House took up the report of the committee on the bill to authorize the municipal authorities of the various towns and cities in the State of Georgia to license pawnbrokers, to define their powers and privileges, etc.

The report of the committee was agreed to; the bill was read the third time, passed, and ordered to be sent forthwith to the Senate.

On motion, one hundred copies of the Savannah, Griffin and North Alabama Railroad bill were ordered to be printed.

The House took up the report of the committee on the bill to be entitled "An act to protect the planters of this State from imposition in the sale of fertilizers; the same being a Senate bill.

The report was agreed to; the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the village of West End, in the county of Fulton.

The report of the committee was agreed to; the bill was read the third time and passed.

On motion, the Relief Bill was taken up and made the special order for 9 o'clock Monday morning next.

On motion, the rule was suspended, when Mr. Franks, of Bibb, reported a bill to raise funds, by taxation, to build a common jail in the county of Bibb, and to authorize the building of the same.

The House took up the report of the committee on the bill for the relief of the Atlanta, West Point, and Macon Western Railroad. The report was agreed to, and the bill passed.

The House took up the report of the committee on the bill to levy and collect an extra tax in the county of Echols, etc.

The report of the committee was agreed to; the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act passed November 12, 1866, amending the charter of the town of Sandersville, in the county of Washington, and to vest certain powers in the commissioners thereof.

The report was agreed to; the bill was read the third time and passed.

The House took up the report of the committee on the bill to extend the corporate limits of the town of Perry.

The report of the committee was agreed to; the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the charter of the city of Cuthbert, and to define the powers and rights of the corporation and of the officers thereof, and for other purposes.

The report was agreed to; the bill was read the third time and passed.

The House took up the report of the committee on the bill to remove the county site of Bulloch county.

The report was agreed to; the bill was read the third time and passed.

The bill to amend an act to incorporate the town of Columbus, etc., was lost.

The Senate resolution directing the Superintendent of Public Works to have assorted and arranged the documents and records of the State of Georgia at Milledgeville, so as to insure their safety, was taken up and concurred in.

The House took up the report of the committee on the bill to change the line between the county of Quitman and the county of Stewart.

The report of the committee was agreed to; the bill was read the third time and passed.

The House took up the report of the committee on the bill to prevent the illegal returns of lands in this State.

The report was agreed to; the bill was read the third time and passed.

The House took up the Senate amendments to the bill to change the time of holding the Superior Courts for the county of Catoosa, in the Cherokee circuit, and concurred in the same with an amendment, which was ordered to be sent forthwith to the Senate.

The House took up the report of the committee on the Senate bill to repeal an act assented to December 16, 1857, entitled "An act to repeal the second section of an act to amend an act entitled an act to give all persons employed on steamboats, and other water-craft, on the Chattahoochee, Altamaha and Ocmulgee rivers, a lien on said steamboats, or other water-craft, for his, her, or their wages, and for wood and provisions furnished, and to point out and facilitate the mode of collecting the same, assented to December 11, 1841, so as to include the Savannah river within the provisions of the same, and for other purposes," assented to December 27, 1842." The report of the committee was agreed to, the bill read the third time and passed.

The House took up the report of the committee on the

bill to prohibit hunting on the land of another without the consent of the owner of said land.

The report of the committee was amended so as to confine the provisions of the bill to certain counties therein mentioned, and, as amended, agreed to. The bill was read the third time and passed.

The following bills were read the second time and referred to the Committee on the Judiciary, to-wit:

A bill to prevent the penning or confining cattle without the permission of their owners.

A bill to exempt practicing physicians from taxation, was read the second time, and referred to the Committee on Finance.

Also, a bill to authorize his Excellency, the Governor, to draw on his warrant on the Treasury in favor of John J. Boswell for services rendered in small pox cases.

A bill to prevent the obstruction of Spring Creek, so far as relates to the counties of Miller, Decatur and Early, was read the second time and referred to the Committee on Agriculture and Internal Improvements.

Also, a bill to revive and amend an act entitled "An act for the building and constructing of a railroad from the town of Athens to or near the town of Clayton, in Rabun county, so as to strike the Blue Ridge Railroad at such point as the stockholders may determine."

Also, to extend the Thomaston and Barnesville, Railroad to Geneva, or some other point, on the Muscogee Railroad, and for other purposes.

A bill to incorporate the Troup Mutual Life Insurance Association, was read the second time, and referred to the Committee on Insurance.

A bill to point out the mode of paying the fees of Solicitors General of the Eastern Judicial Circuit of Georgia, and for other purposes therein mentioned, was read the second time, and referred to the Committee on the Judiciary.

On motion, the rule was suspended, and the following bills introduced and read the first time, to-wit:

By Mr. Scott, of Floyd, a bill to incorporate the town of Forrestville, in the county of Floyd.

Also, a bill to authorize and require the Trustees of the University of Georgia to provide a college for the benefit of Agriculture and the Mechanic Arts in the State of Georgia, under acts of Congress, approved respectively 2d July, 1862, and 14th April, 1864, and for other purposes.

Also, a bill to amend the charter of Princeton Factory.

By Mr. Barnum, of Stewart, a resolution authorizing the

Secretary of the Senate and Clerk of the House to turn over to J. W. Burke, the printing of this General Assembly.

By Mr. Matthews, of Houston, a bill to amend section 4538 of the Code of Georgia, which said section points out the mode of paying and allowing insolvent costs in criminal cases.

By Mr. Darnell, of Pickens, a bill to prescribe the time for holding elections of members to Congress.

By Mr. Hillyer, of Camden, a bill to extend the time in relation to issuing grants on head rights, so as to extend the time for granting the same until the 25th day of December, A. D. 1869, and to authorize the Secretary of State to issue grants to all surveys now in office.

By Mr. Wilcher, of Taylor, a bill to change the county line between the counties of Macon and Taylor.

By Mr. Bethune, of Talbot, a bill to amend section 3998 of Irwin's Code.

By Mr. Tumlin, of Randolph, a bill to provide for the education of the poor, etc.

By Mr. Hudson, of Harris, a bill to allow and authorize guardians to invest the funds of their wards in lands, railroad, or other stock, under certain restrictions.

By Mr. Crawford, of Bartow, a bill to relieve R. L. Rogers of the county of Bartow.

The Speaker announced the following additions to the Committee on Corporations, to-wit: Messrs. Scott, of Columbia, Wilson, of Clarke, Byne, of Burke, and Hill, of Macon.

Leave of absence was granted to Messrs. Sewell, of Coweta, and Ballard, of Monroe, on account of sickness.

On motion, the House adjourned until 9 o'clock, Monday morning next.

MONDAY, September 14, 1868.

9 o'clock, A M

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

Mr. Turnipseed, of Clay, moved to reconsider so much of the journal of Saturday as relates to the action of the House on the bill to prevent hunting on lands of another without the consent of the owner thereof, which motion prevailed.

On motion, the rule was suspended, and said bill was taken up.

Mr. Flournoy, of Washington, moved to amend by providing that the provisions of the bill shall not apply to fox hunting in the counties of Washington, Warren, Columbia, Taliaferro, Taylor, Chattahoochee, Quitman, Randolph and Hancock, which was agreed to.

Mr. Shackelford, of Heard, moved the following amendment:

That this act shall only apply to that portion of Heard county lying east of the Chattahoochee, and shall not apply to fox hunters, which was agreed to.

The report of the committee was agreed to. The bill was read the third time and passed.

The Hon. Mr. E. D. Barrett, member elect from the county of Laurens, appeared, and having taken the oath prescribed by the Constitution of the State, took his seat.

Mr. Lane, Chairman of the Committee on Corporations, submitted the following report:

Mr. Speaker: The Committee on Corporations have had under consideration, the following bills:

"An act to incorporate the Georgia Fire and Marine Insurance Company," which they recommend do pass as amended.

A bill to compel the police officers of cities to wear badges of office, and to regulate their duties in particular cases. The committee recommend this bill do not pass.

A bill to be entitled "An act to provide for registering the voters of Atlanta." The committee recommend this bill, as amended, do pass.

"An act to amend the charters of all cities or incorporated towns in this State, and to prescribe an additional qualification for voters. The committee recommend this bill do not pass.

Also, a bill to be entitled "An act to incorporate the town of Dykesboro, in Pulaski county. The committee recommend this bill, as amended, do pass.

W A. LANE,
Chairman Committee on Corporations.

The following message was received from the Senate through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate has passed the following bill, to-wit:

A bill to be entitled "An act to incorporate the Fort Valley Loan and Trust Company."

Mr. Harper, of Terrell, offered a resolution providing that no new matter shall be introduced in this House after Wednesday, the 16th inst., without the consent of two-thirds of this House.

Mr. McCullough, of Jones, moved to amend by striking out two-thirds and insert "a majority," which motion prevailed, and the resolution was adopted.

The House took up the resolution authorizing the Governor to use all legal means to effect a speedy settlement with John Jones, late Treasurer, which, on motion, was postponed until Wednesday next.

The House took up the special order, to-wit :

The report of the committee on the Senate bill to be entitled "An act for the relief of debtors, and the adjustment of debts upon principles of equity."

Mr. Scott, of Floyd, moved that the same be postponed until 9½ o'clock Thursday next, and 200 copies be printed for the use of the House, which motion prevailed.

Mr. O'Neal, of Lowndes, offered a substitute for said bill which was, on motion, read.

Mr. O'Neal, of Lowndes, moved that 200 copies of his substitute be printed, which motion was lost.

Mr. Duncan, of Houston, offered a resolution declaring the present action on the subject of relief final.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have concurred in the amendment of the House to the Senate amendment to the House bill to be entitled "An act to change the time of holding the Superior Courts for the county of Catoosa, in the Cherokee circuit," and which I am directed to transmit forthwith to this branch of the General Assembly.

On motion of Mr. Williams, of Dooley, the regular order was dispensed with, to-wit: the call of the counties.

On motion of Mr. Hall, of Meriwether, Chairman of the Committee on Finance, the rule was suspended, when he reported a bill to be entitled "An act for raising a revenue for the political year 1868, and to appropriate money for the support of the government during said year, and to make certain special appropriations, and for other purposes therein mentioned," which was read the first time.

The House took up the report of the committee on the bill to carry into effect the second clause of the thirteenth section of the fifth article of the Constitution of this State.

Mr. Duncan, of Houston, offered a substitute for said bill.

Mr. Bryant, of Richmond, offered the following amendment:

Provided further, That nothing contained in this act, or in Irwin's Revised Code, shall disqualify any person from serving as jurors on account of race or color.

The previous question was called upon Mr. Duncan's substitute, when the same was adopted.

The report of the committee, as amended was agreed to. The bill was read the third time, and on its passage the ayes and nays were required to be recorded, and resulted in ayes, 87; nays 24.

Those voting in the affirmative, are Messrs:

Ballanger,	Harris,	Perkins, of
Barrett,	Harper, of Sumter,	Dawson,
Barnum,	Harper, of Terrell,	Phillips,
Bradford,	Harden,	Price,
Burton,	Higdon,	Rawls,
Burtz,	Hill,	Read,
Byne,	Hitchcock,	Reddish,
Carpenter, of	Holden,	Rosser,
Hancock,	Hook,	Rouse,
Carpenter, of Pierce,	Hopkins,	Rumph,
Clarke,	Hudson,	Saussey,
Clèghorn,	Hundley,	Scott, of Columbia,
Cobb,	Johnson, of Wilcox,	Scott, of Floyd,
Crawford,	Kelly,	Sewell,
Donaldson,	Kellogg,	Shackleford,
Duncan,	Kimbrough,	Sisson,
Farmer,	Lee,	Smith, of Charlton,
Fincanon,	Long,	Smith, of Coffee,
Flournoy,	McArthur,	Smith, of Ware,
Fowler,	McCullough,	Sorrells,
Fryer,	McDougald,	Strickland,
George,	McComb,	Surrency,
Glover,	Morgan,	Taliaferro,
Gober,	Nash,	Tumlin,
Gray,	Nunn,	Turnipseed,
Grimes,	Parke, of	Warren, of
Hall, of Bulloch,	Gwinnett,	Quitman,
Hall, of Glynn,	Paulk,	Welchel,
Hall, of Meriwether,	Pearson,	Wilcher,
Hamilton,	Penland,	Williams, of Dooly,
Harrison, of	Pepper,	Wilson.
Franklin,		

Those voting in the negative are, Messrs :

Allen, of Hart,	Cunningham,	Hillyer,
Ayer,	Darnell,	Johnson, of Towns,
Belcher,	Davis,	McCormick,
Bethune,	Ellis, of Gilmer,	Madden,
Bryant,	Fitzpatrick,	O'Neal, of Lowndes,
Caldwell,	Franks,	Salter,
Carson,	Fyall,	Tweedy,
Chambers,	Haren,	Watkins,

Ayes 87 ; nays, 24. So the bill was passed.

The following message was received from his Excellency, the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker : I am directed by the Governor to deliver to the House of Representatives a communication in writing, with accompanying document.

The bill to license Faro Dealers was taken up, and on motion of Mr. Hudson, of Harris, was indefinitely postponed.

Also, the bill to reduce the amounts of the bonds of the Sheriff's, Clerks and Treasurers of this State.

The House took up the report of the committee on the bill to incorporate the Fire and Marine Insurance Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to incorporate the Cherokee Manufacturing Company of Floyd county.

The report was amended, and as amended, agreed to, the bill was read the third time and passed.

The following additions to committees were announced by the Speaker, to-wit :

To the Committee on Banks—Messrs. J. J. Kelly and E. B. Barrett.

To the Committee on the State of the Republic—Messrs. J. J. Kelly and E. B. Barrett.

To the Committee on Public Education—Mr. E. B. Barrett.

To the Committee on Manufactures—Mr. J. J. Kelly.

Leave of absence was granted to Mr. Smith, of Coffee, and Mr. Humber, of Stewart, on account of sickness; to Mr. Flournoy, on account of sickness in his family, and to Mr. Anderson and Mr. Sparks, on special business.

On motion, the House took a recess until 4 o'clock, P M.

MONDAY AFTERNOON.

4 o'clock, P. M.

The House reassembled. The Clerk proceeded to call the roll of counties, when Mr. Paulk, of Berrien, reported a bill to be entitled an act to tax all sheep, over thirty head, belonging to any one man or household, if they are permitted to run at large and not confined in an enclosure, in the county of Berrien.

Mr. Saussey, of Chatham, reported a bill to authorize the Judge of the Eastern Circuit, to draw juries for the Superior Court of Chatham county, and prescribe the terms of service of jurors in said Court, and to repeal jury exemptions, etc.

Also, a bill to be entitled "An act to define the limits of the Eastern Circuit, to change the times of holding the Superior Courts of said Circuit, and to fix the number of terms thereof, etc."

Also, a bill to be entitled "An act to amend the 4813 section of the Revised Code of Georgia, to extend the criminal jurisdiction of the City Court of Savannah, and for other purposes."

Mr. Darnell, of Pickens, reported a bill to change the line between the counties of Pickens and Cherokee.

Mr. Hillyer, of Camden, reported a bill requiring county commissioners to ascertain the number of sheep killed and injured by dogs.

Mr. Tweedy, of Richmond, reported a bill to provide for the payment of teachers of common schools, for the year 1868.

Mr. Morgan, of Dougherty, reported a bill to be entitled "An act to incorporate the Georgia Land and Immigration Company."

Mr. Parke, of Gwinnett, reported a bill for the benefit of John W. Burke, State Printer.

Mr. Phillips, of Echols, reported a bill to amend the 640 section of Irwin's Code, so as to require all the road hands of the district to aid in opening new roads.

Mr. Harrison, of Franklin, reported a bill to confer upon the several Ordinaries of this State, the same criminal jurisdiction as heretofore exercised by the County Court, in lieu of organizing the District Court contemplated by the Constitution of this State, etc.

Mr. Sisson, of Fulton, reported a bill to authorize the Treasurer of the State to refund to A. V. Brumby money paid by him as double tax.

Mr. Haren, of Fannin, reported a bill to incorporate the

Noontootty Mining and Manufacturing Company, and for other purposes.

Mr. Williams, of Morgan, reported a bill to empower Justices of the Peace to try cases of simple larceny, 1st, 2d and 3d clauses of Irwin's Code, section 4326.

Mr. Tweedy, of Richmond, offered a resolution directing the Superintendent of Public Works to examine and report upon all Public Buildings, etc.

The following bills were read the second time and referred to the Committee on the Judiciary, to-wit:

A bill to raise funds by taxation to build a common jail in the county of Bibb, and to authorize the building of the same.

Also, a bill to alter and amend section 3798 of Irwin's Code.

Also, a bill to relieve R. L. Rodgers, of the county of Bartow.

Also, a bill to allow and authorize Guardians to invest the funds of their wards in lands, railroads, or other stock, under certain restrictions.

Also, a bill to amend section 4538 of the Code of Georgia.

Also, a bill to authorize and require the Trustees of the University of Georgia, to provide a College for the benefit of Agriculture and Mechanic Arts in the State of Georgia, under acts of Congress, approved respectively, 2d July, 1862, and 14th April, 1864, etc.

Also, a bill to amend the charter of Princeton Factory.

The bill to change the line between the counties of Macon and Taylor, was read the second time, and referred to the Committee on New Counties and County Lines.

The bill to extend the time in relation to issuing grants on head rights, so as to extend the time for granting the same until 25th December, 1869, etc., was read the second time, and committed for a third reading.

The bill to incorporate the town of Forrestville, Floyd county, Georgia, was read the second time and referred to the Committee on Corporations.

The bill to prescribe the time of holding elections for members of Congress, was read the second time and referred to the Committee on Privileges and Elections.

The bill to provide for the education of the poor, and for other purposes, was read the second time and referred to the Committee on Education.

On motion, the House adjourned until 9 o'clock, to-morrow morning.

TUESDAY, Sept. 15, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

On motion of Mr. Bethune, of Talbot, the House reconsidered so much of the Journal of yesterday, as relates to the action of the House on the bill to carry into effect the 13th section of the 5th article of the Constitution of Georgia.

Mr. Williams, of Dooley, moved a reconsideration of so much of the Journal of yesterday, as relates to the loss of the bill to reduce the bonds of Sheriffs, Clerks, Treasurers, etc., upon which motion, the ayes and nays were required to be recorded, and resulted in ayes, 71 ; nays, 64.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Hall, of Bulloch,	Penland,
Atkins,	Hall, of Meriwether,	Perkins, of Dawson,
Ayer,	Hamilton,	Price,
Belcher,	Haren,	Prudden,
Bell,	Harrison, of	Read,
Bethune,	Franklin,	Reddish,
Bradford,	Harris,	Rice,
Bryant,	Harper, of Terrell,	Rumph,
Burtz,	Harden,	Salter,
Caldwell,	Hillyer,	Scroggins,
Carpenter, of	Holden,	Sewell,
Pierce,	Hopkins,	Smith, of Charlton,
Carson,	Hughes,	Strickland,
Chambers,	Johnson, of Towns,	Surrency,
Cunningham,	Johnson, of Wilcox,	Taliaferro,
Darnell,	Kyle,	Tweedy,
Davis,	Lane,	Walthal,
Ellis, of Gilmer,	Lee,	Watkins,
Erwin,	McCormick,	Welchel,
Evans,	McCullough,	Williams, of
Farmer,	Madden,	Dooley,
Fincanon,	Madison,	Williams, of
Fowler,	O'Neal, of Lowndes,	Haralson,
Franks,	Osgood,	Williams, of
Fryer,	Parke, of Greene,	Morgan.
Fyall,		

Those voting in the negative, are Messrs :

Ballanger,	Carpenter, of	Donaldson,
Barnum,	Hancock,	Duncan,
Barrett,	Clarke,	Ellis, of Spaulding,
Brown,	Cleghorn,	Ford,
Burton,	Cloud,	George,
Byne,	Crawford,	Glover,

Gray,	McDougald,	Scott, of Columbia,
Grimes,	McComb,	Scott, of Floyd,
Hall, of Glynn,	Matthews,	Seale,
Harkness,	Morgan,	Shackleford,
Harper, of Sumter,	Nash,	Shumate,
Higdon,	Neal,	Sisson,
Hill,	Nunn,	Smith, of Ware,
Hitchcock,	Parke, of Gwinnett,	Sorrells,
Hook,	Paulk,	Sparks,
Hudson,	Pearson,	Tumlin,
Hundley,	Pepper,	Turnipseed,
Kelly,	Phillips,	Warren, of
Kellogg,	Rawls,	Quitman,
Kimbrough,	Rosser,	Wilcher,
Lindsay,	Rouse,	Wilson,
Long,	Saussey,	Zellner.

Ayes, 71; nays, 64. So the motion prevailed.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit:

"An act to change the time of holding the Superior Courts of the counties of Catoosa and Dade in the Cherokee Circuit, and the county of Towns in the Blue Ridge Circuit, and of the county of Emanuel."

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have concurred in the following House resolution, to-wit:

A resolution authorizing the Clerk of the House and Secretary of the Senate to turn over the State Printing to J. W. Burke.

Mr. O'Neal, Chairman of the Judiciary Committee, submitted the following report:

Mr. Speaker: The Committee on the Judiciary have had under consideration, the following bills:

A bill to be entitled "An act to amend the seventh paragraph of the 1711 section of the Divorce Law of this State." The committee recommend this bill, as amended, do pass.

A bill to regulate the enforcement of contracts between landlords and laborers, which they recommend do not pass.

"An act to alter and amend sections 1442 and 1444 of Irwin's Code," which they recommend do pass.

Also, a bill for the relief of Harrison J. Sargeant. The committee recommend this bill do not pass.

JOHN W O'NEAL,
Chairman.

Mr. Lane, Chairman of the Committee on Corporations, submitted the following report:

Mr. Speaker: The Committee on Corporations have had under consideration, the following bills, to-wit:

A bill to be entitled "An act to amend an act to incorporate the town of Spring Place, in the county of Murray, and to more accurately define the duties and powers of the commissioners of said town, and for other purposes therein mentioned." The committee recommend this bill do pass.

Also, "An act to incorporate the Alpharetta Mining Company." The committee recommend this bill, as amended, do pass.

W A. LANE,
Chairman.

Leave of absence was granted to Mr. Hudson, of Harris, and Mr. Shackelford, of Heard, until Thursday next, on special business; and to Mr. Harden, of Newton, and to Mr. Haren, of Fannin, on account of sickness.

At the request of the Committee on Finance, Morgan, of Dougherty, was added to the Committee on Finance.

On motion of Mr. Shumate, of Whitfield, the message from his Excellency, the Governor, received on yesterday, was taken up and read, and is as follows:

To the House of Representatives:

A bill to be entitled "An act to reorganize the municipal government of the city of Augusta," which originated in the House of Representatives, is herewith returned, without the approval of the Executive, and with a respectful request that the House reconsider the same.

While the provision of the bill which requires certificates to be presented by the voter at the time of voting, is objectionable, the same system having been tried in the city of Augusta, some years since, and abandoned by the almost-unanimous consent of the citizens, the objection which withholds my approval is altogether of a constitutional character.

The second section of the second article of the Constitution of this State, declares that "every male person born in the United States, and every male person who has been naturalized, or who has legally declared his intention to become a citizen of the United States, twenty-one years old, or upwards, who shall have resided in this State six months next preceding the election, and shall have resided *thirty days* in the county in which he offers to vote, and shall have paid all taxes which may have been required of him, and which he may have had an opportunity of paying agreeably to law

for the year next preceding the election, (except as hereinafter provided) *shall be deemed an elector*, and any male citizen of the United States of the age aforesaid, (except as hereinafter provided) who may be *a resident of this State at the time of the adoption of the Constitution*, shall be deemed an elector, and *shall have all rights of an elector as aforesaid.*"

So far as the question of residence is concerned, both in the county and the State, necessary to constitute an *elector*, it is fixed by the Constitution at six months in the State, and *thirty days* in the county, and it is not in the power of the Legislature to change it. It is the constitutional right of every citizen of the United States who has been six months a resident of this State, and has resided thirty days in the county in which he offers to vote, to exercise the elective franchise in any election that may be held under the Constitution and laws of this State, or if he were a citizen of the United States and a resident of this State at the time of the adoption of the Constitution, he is a legal voter, and the Legislature has no right to pass any law denying his right, or hindering him in its full exercise, if he has complied with such registration law as the Legislature may constitutionally enact, and with the requirements in reference to the payment of legal taxes, etc.

This bill, in its 9th section, requires that upon challenge, a citizen shall, before he is allowed to exercise the *rights of an elector*, take a solemn oath that he has resided in this State for the last twelve months, and in the city for the last six months, and it is therefore clearly in conflict with the Constitution. The Constitution clothes the citizen with the rights of an elector when he has resided in the State six months, and in the county thirty days. This bill compels him to swear that he has resided in the State for the last twelve months, and in the city six months. The provisions of the Constitution and those of the bill are irreconcilably in conflict. The Constitution fixes one period of residence, while the bill fixes another and a longer period. I cannot, therefore approve the bill.

RUFUS B. BULLOCK,
Governor.

The bill was then taken up and put upon its passage, and a two-third vote being necessary thereto, the ayes were required to be recorded, and resulted in ayes, 90; nays, 45.

Those voting in the affirmative, are Messrs:

Anderson,	Brown,	Carpenter, of
Ballanger,	Burton,	Hancock,
Barnum,	Burtz,	Clarke,
Barrett,	Byne,	Cleghorn,

Cloud,	Hitchcock,	Rosser,
Cobb,	Hook,	Rouse,
Crawford,	Hudson,	Rumph,
Donaldson,	Hundley,	Saussey,
Duncan,	Johnson, of Wilcox,	Scroggins,
Ellis, of Spaulding,	Kelly,	Scott, of Columbia,
Erwin,	Kellogg,	Scott, of Floyd,
Farmer,	Kimbrough,	Seale,
Fincanon,	Kytile,	Sewell,
Ford,	Long,	Shackleford,
Fowler,	McArthur,	Shumate,
George,	McComb,	Sisson,
Gober,	McDougald,	Smith of Ware,
Gray,	Matthews,	Sorrells,
Grimes,	Morgan,	Sparks,
Hall, of Bulloch,	Nash,	Surrency,
Hall, of Glynn,	Nunn,	Taliaferro,
Hall, of Meriwether,	Parke, of Gwinnett,	Tumlin,
Hamilton,	Parke, of Greene,	Turnipseed,
Harkness,	Paulk,	Walthall,
Harrison, of	Pearson,	Warren, of Quitman,
Franklin,	Penland,	Welchel,
Harris,	Pepper,	Wilcher,
Harper, of Sumter,	Phillips,	Williams, of Dooly,
Harper, of Terrell,	Price,	Wilson,
Higdon,	Rawls,	Zellars.
Hill,	Reddish,	

Those voting in the negative, are Messrs:

Allen, of Hart,	Fitzpatrick,	Neal,
Ayer,	Franks,	O'Neal, of Lowndes,
Belcher,	Fyall,	Osgood,
Bell,	Haren,	Page,
Bethune,	Harden,	Perkins, of Dawson,
Bradford,	Hillyer,	Prudden,
Bryant,	Hopkins,	Read,
Caldwell,	Hughes,	Salter,
Carpenter, of	Johnson, of Towns,	Strickland,
Pierce,	Lane,	Tweedy,
Carson,	Lastinger,	Watkins,
Chambers,	Lee,	Williams, of
Cunningham,	Lindsay,	Haralson,
Darnell,	McCormick,	Williams, of
Davis,	Madden,	Morgan,
Ellis, of Gilmer,	Maull,	Mr. Speaker.
Evans,		

Ayes, 90; nays, 45. A two-third vote being necessary to the passage of the bill over the veto, the same was lost.

Mr. Duncan, of Houston, raised a point of order, that two-thirds of the number having voted for the bill, it was passed,

and that under the rules, the Speaker had no right to vote. The Speaker reserved his decision for the present on the point of order.

The following message was received from his Excellency, the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: I am directed by the Governor, to deliver to the House a communication in writing.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following House bill, with certain amendments, in which amendments they ask the concurrence of the House, to-wit:

A bill to be entitled "An act to authorize the Governor to borrow a sum of money sufficient to pay off the members and officers of the General Assembly," and I am directed to transmit the same forthwith to this branch of the General Assembly.

On motion of Mr. Harper, of Terrell, said bill was taken up, and the amendments concurred in.

Mr. Anderson, chairman of a special committee appointed to investigate the eligibility of certain members of this House, submitted the following report:

The committee charged with the investigation of the eligibility of certain members of this House of Representatives to have less than one-eighth negro blood in their veins, respectfully report that they have had the case of F. H. Fyall under consideration, and from the evidence adduced, they find the said F. H. Fyall to have more than one-eighth negro blood in his veins, and in accordance with the action of this House declaring the ineligibility of negroes to hold office under the Constitution of this State, respectfully offer the following:

Resolved, That F. H. Fyall is ineligible, under the Constitution, to a seat as a member of this body, and after the passage of this resolution, that his name be dropped from the roll.

WM. D. ANDERSON,

Chairman.

On motion of Mr. Anderson, the report of the committee was taken up.

Mr. Bethune, of Talbot, moved to recommit the subject to the committee, which motion was lost.

On the adoption of the report, the ayes and nays were required to be recorded, and resulted in ayes 92; nays, 0.

Those voting in the affirmative, are Messrs :

Anderson,	Hamilton,	Pepper,
Ballanger,	Harkness,	Price,
Barnum,	Harrison, of	Rawls,
Barrett,	Franklin,	Read,
Brown,	Harris,	Reddish,
Burton,	Harper, of Sumter,	Rosser,
Burtz,	Harper, of Terrell,	Rouse,
Byne,	Higdon,	Rumph,
Carpenter, of	Hill,	Saussey,
Hancock,	Hitchcock,	Scroggins,
Clarke,	Hook,	Scott, of Columbia,
Cleghorn,	Hudson,	Scott, of Floyd,
Cloud,	Hundley,	Seale,
Cobb,	Johnson, of Wilcox,	Sewell,
Crawford,	Kelly,	Shackleford,
Donaldson,	Kellogg,	Shumate,
Duncan,	Kimbrough,	Sisson,
Ellis, of Spaulding,	Kytile,	Smith, of Ware,
Erwin,	Long,	Sorrells,
Farmer,	McArthur,	Sparks,
Fincanon,	McCullough,	Surrency,
Ford,	McDougald,	Taliaferro,
Fowler,	McComb,	Tumlin,
Fryer,	Matthews,	Turnipseed,
George,	Morgan,	Walthal,
Glover,	Nash,	Warren, of Quitman,
Gober,	Nunn,	Wilcher,
Gray,	Parke, of Greene,	Williams, of Dooly.
Grimes,	Parke, of Gwinnett,	Wilson, ' ,
Hall, of Bulloch,	Paulk,	Zellers,
Hall, of Glynn,	Pearson,	Zellner.
Hall, of Meriwether,		.

Ayes, 92 ; nays, 0. So the report of the committee was agreed to, and the resolution adopted.

On motion of Mr. Shumate, of Whitfield, the Senate resolution to give Mrs. Charles G. Williams, of Columbus, and Miss M. J. Greene, of Resacca, Trustees of the Memorial Burying Ground, a free ticket over the State road, and for other purposes, was taken up, and concurred in.

Mr. Seale, of Pike, reported a bill to be entitled " An act to amend an act entitled an act to incorporate the town of Barnesville, in Pike county, and to point out the mode of electing commissioners and other officers of said town, and for other purposes. Approved February 30, 1854."

Mr. Phillips, of Echols, offered the following preamble and resolutions, which were taken up, read and adopted, to-wit:

WHEREAS, The House of Representatives has heard with mingled feelings of surprise and regret the tidings of the

sudden demise of the Hon. W. A. Ballard, a member of this body from the county of Monroe, which occurred this day in the city of Atlanta. Twice hath the hand of death invaded our midst, within the past few weeks, and removed from these legislative halls two of our fellow members, thus depriving us and the country of their timely wisdom and assistance in this time of great peril. These dispensations of Providence remind us how uncertain is the tenure of our lives, how important to be prepared for that change which, sooner or later, comes to all. Be it, therefore,

Resolved, That we deeply deplore the death of the Hon. W. A. Ballard, Representative from the county of Monroe, and sympathize with his bereaved family in the affliction which has so suddenly deprived them of his care and protection.

Resolved, That a committee of three members of this House be appointed to accompany the remains of the deceased member to the family burying place in Jasper county.

Resolved, That this House do now adjourn until 9 o'clock to-morrow morning in respect to the memory of the deceased member.

Resolved, That a copy of these resolutions be transmitted to the family of the deceased by the Clerk of this House.

The committee appointed under these resolutions, are Messrs. Phillips, Lane and Glover.

In pursuance of the foregoing resolution the House adjourned until 9 o'clock to-morrow morning.

WEDNESDAY, September 16, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

On motion of Mr. Shumate, the Speaker delivered his decision upon the point of order raised on yesterday by Mr. Duncan, of Houston, on the vote of the House on the bill to reorganize the Municipal Government of the city of Augusta, which had been vetoed by the Governor, deciding, after due reflection and consideration of the question that the point was not well taken, but that the Speaker had a right to vote on the bill.

Mr. Shumate appealed from the decision of the chair, and upon said appeal the yeas and nays were required to be recorded, and resulted in yeas, 44; nays, 82.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Fitzpatrick,	Page,
Ayer,	Franks,	Perkins, of Dawson,
Beard,	Hall, of Meriwether,	Prudden,
Bell,	Harrison, of	Read,
Bethune,	Franklin,	Rice,
Bryant,	Hillyer,	Salter,
Caldwell,	Hooks,	Scroggins,
Carpenter, of	Hopkins,	Smith, of Charlton,
Pierce,	Hughes,	Strickland,
Carson,	Johnson, of Towns,	Tweedy,
Chambers,	Lastinger,	Watkins,
Cunningham,	Lee,	Williams, of
Darnell,	McCormick,	Haralson,
Davis,	Madison,	Williams, of
Ellis, of Gilmer,	Neal,	Morgan.
Evans,	O'Neal, of Lowndes,	

Those voting in the negative, are Messrs :

Ballanger,	Hall, of Bulloch,	Price,
Barclay,	Hall, of Glynn,	Rainey,
Barrett,	Hamilton,	Rawls,
Bennett,	Harkness,	Reddish,
Bradford,	Harris,	Rosser,
Brown,	Harper, of Sumter,	Rouse,
Burton,	Harper, of Terrell,	Saussey,
Burtz,	Hill,	Scott, of Columbia,
Byne,	Higdon,	Scott, of Floyd,
Carpenter, of	Hitchcock,	Seale,
Columbia,	Humber,	Shumate,
Clarke,	Hundley,	Sisson,
Cleghorn,	Kimbrough,	Smith, of Ware,
Cloud,	Kytle,	Sorrells,
Cobb,	Long,	Sparks,
Donaldson,	McArthur,	Surrency,
Duncan,	McCullough,	Taliaferro,
Ellis, of Spaulding,	McDougald,	Tumlin,
Erwin,	McComb,	Turnipseed,
Farmër,	Matthews,	Walthal,
Fincanon,	Nash,	Warren, of
Ford,	Nunn,	Quitman,
Fowler,	Parke, of Greene,	Welchel,
Fryer,	Parke, of Gwinnett,	Wilcher,
George,	Paulk,	Williams, of Dooly,
Gray,	Penland,	Wilson,
Grimes,	Pepper,	Zellars.
Gullatt,	Pearson,	

Ayes, 44; nays, 82. So the decision of the Speaker was overruled by the House, and the bill declared as passed.

Mr. Holden, Chairman of the Committee on Enrollment, made the following report :

Mr. Speaker: The Committee on Enrollment report as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts and resolution, to-wit:

An act to repeal an act, assented to December 16, 1857, entitled an act to repeal the second section of an act to amend an act entitled "An act to give all persons employed on steamboats, and other water-craft, on the Chattahoochee, Altamaha and Ocmulgee river, a lien on said steamboats, or other water-craft, for his, her, or their wages, and for wood and provisions furnished, and to point out and facilitate the mode of collection of the same, assented to December 11, 1841, so as to include the Savannah river within the provisions of the same, and for other purposes, assented to December 27, 1842."

Also, "An act to protect the planters of this State from imposition in the sale of fertilizers."

Also, a resolution directing the Superintendent of Public Works to have assorted and arranged the documents and records of the State of Georgia at Milledgeville, so as to insure their safety.

W H. HOLDEN,
Chairman.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit:

"An act to authorize his Excellency, the Governor of this State, to borrow sufficient money on the credit of the State, on such terms as to him shall seem best, to pay off the members and officers of this General Assembly."

Mr. Hall, Chairman of the Committee on Finance, submitted the following report:

Mr. Speaker: The Committee on Finance have had under consideration a bill to be entitled "An act for the relief of A. Lewis and brother, and recommend that it do pass, *provided*, there was no insurance on the goods."

Also, a bill to be entitled "An act to authorize his Excellency, the Governor, to draw his warrant on the Treasurer, and to compel the Comptroller General to audit the same, and the Treasurer to pay the same, for a certain amount due Dr. John J. Boswell for services rendered in certain small pox cases," which they recommend do not pass.

Also, a bill to be entitled "An act to exempt practicing physicians in this State from paying State or county tax," which they recommend do not pass.

Also, a bill to be entitled "An act to loan the credit of

the State to the Georgia Western Railroad Company," which they recommend do not pass.

W. H. F. HALL,
Chairman.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have adopted the following resolution, to-wit :

A joint resolution to authorize Madison Bell, Comptroller General, to transfer the entries upon temporary books to the books kept by Col. John T. Burns, in order that one set of books may contain the official acts of both of the late Comptrollers General, and to authorize said Madison Bell, Comptroller, etc., to employ a suitable clerk to execute said work.

The Hon. W. W. Geiger, member elect from the county of Bryan, and the Hon. J. A. Smith, member from the county of Macon, appeared, and having taken the oath prescribed by the Constitution of this State, took their seats.

On motion of Mr. Hall, of Meriwether, the rule was suspended, and the General Appropriation Bill was read the second time, and referred to the Committee on Finance.

Mr. Bethune, from the Committee on Privileges and Elections, submitted the following report :

Mr Speaker: The Committee on Privileges and Elections have had under consideration a bill entitled "An act to make uniform all election tickets used at elections in this State, and providing a penalty for a violation of the same," and recommend that the same do not pass.

Also, "An act to prevent the election of free persons of color to office in this State, and to provide a penalty against superintendents or managers of elections for a violation of the provisions of said act, and to provide against the issuing of commissions to said persons, and for other purposes," and recommend that the same do not pass.

MARION BETHUNE.

Chairman.

Mr. McDougald, Chairman of the Committee on Banks, submitted the following report:

Mr. Speaker: The Committee on Banks have had under consideration the following bill :

"An act to incorporate the Ocean Bank of Brunswick," which they recommend do pass as amended.

W. A. McDOUGALD,
Chairman.

Mr. Caldwell, from the Committee on Military Affairs submitted the following report :

Mr. Speaker: The Committee on Military Affairs have had under consideration the following bills:

A bill entitled "An act to organize volunteer companies." Recommend it do not pass.

A bill entitled "An act for organizing and calling into service the militia of the State of Georgia. Recommend it do not pass.

The committee beg leave further to report: that, in their judgment, it is inexpedient in the present condition of the State to pass any bill for organizing or calling into service the militia of this State.

J. H. CALDWELL,
Chairman.

The following message was received from his Excellency, the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following act, to-wit:

"An act to change the time of holding the Superior Courts of the counties of Catoosa and Dade, in the Cherokee Circuit, and the county of Towns in the Blue Ridge Circuit, and of the county of Emanuel."

Leave of absence was granted to Jesse Oslin, Messenger, on account of sickness; and to Mr. Hardin, Clerk, and Mr. Crawford, of Bartow, on special business.

Mr. Rawls, of Effingham, moved to suspend the rule to take up a resolution declaring negroes ineligible to office in Georgia, which motion was lost.

The House took up the report of the committee on the bill to authorize volunteer companies.

The report was agreed to, which being adverse, the bill was lost.

The House took up the report of the committee on the bill to prevent persons from selling or bartering from boats or water-craft on the Chattahoochee river.

The report of the committee was agreed to; the bill was read the third time and passed.

The bill to authorize the Governor to appoint a Tax Receiver to fill a vacancy occasioned by the death of Wm. R. Hopkins.

The report was agreed to, and the bill lost.

The House took up the report of the committee on the bill to be entitled "An act to incorporate the Ocean Bank of Brunswick."

The report of the committee was agreed to; the bill was read the third time, and the ayes and nays being necessary to its passage, were called, and resulted in ayes, 114; nays, 11.

Those voting in the affirmative, are Messrs :

Anderson,	Hall, of Glynn,	Page,
Allen, of Hart,	Hall, of	Parke, of Gwinnett,
Ayer,	Meriwether,	Paulk,
Ballanger,	Hamilton,	Penland,
Barrett,	Harkness,	Pepper,
Barnum,	Haren,	Perkins, of Dawson,
Bennett,	Harrison, of	Pearson,
Bethune,	Franklin,	Price,
Brown,	Harris,	Prudden,
Burton,	Harper, of Sumter,	Rainey,
Burtz,	Harper, of Terrell,	Rawls,
Byne,	Hill,	Rice,
Carpenter, of	Hillyer,	Rosser,
Hancock,	Hitchcock,	Rouse,
Carpenter, of	Hook,	Rumph,
Pierce,	Hooks,	Saussey,
Clarke,	Hopkins,	Scroggins,
Cleghorn,	Hughes,	Scott, of Columbia,
Cloud,	Humber,	Scott, of Polk,
Cobb,	Hundley,	Seale,
Cunningham,	Kellogg,	Sewell,
Donaldson,	Kimbrough,	Shumate,
Duncan,	Kytile,	Sisson,
Ellis, of Gilmer,	Lastinger,	Smith, of Macon,
Ellis, of Spaulding,	Lee,	Sorrells,
Erwin,	Lindsay,	Sparks,
Evans,	Long,	Surrency,
Farmer,	McArthur,	Taliaferro,
Fincanon,	McCormick,	Tumlin,
Ford,	McCullough,	Turnipseed,
Fowler,	McDougald,	Walthal,
Franks,	McComb,	Warren, of Quitman,
Fryer,	Madison,	Welchel,
George,	Matthews,	Wilcher,
Gober,	Maul,	Williams, of
Geiger,	Morgan,	Haralson,
Gray,	Nash,	Williams, of Morgan,
Grimes,	Nunn,	Zellers,
Gullatt,	O'Neal, of Lowndes,	Zellner.
Hall, of Bulloch,	Osgood,	

Those voting in the negative, are Messrs :

Beard,	Darnell,	Strickland,
Bradford,	Higdon,	Watkins,
Carson,	Johnson, of Towns,	Williams, of Dooly.
Chambers,	Salter,	

Ayes, 114; nays, 11. So the bill was passed by a two-third vote.

The House took up the report of the committee on the

bill to incorporate the Nutting Banking Company in the city of Macon.

Mr. Fitzpatrick, of Bibb, offered the following amendment, which, on motion of Mr. Williams, of Morgan, was laid on the table :

SECTION—*Provided*, That said Bank shall not, by its officers, or any agent, or any person connected with the same, take or receive directly or indirectly, either by way of exchange, discount, purchase or other device or scheme, more than one per cent. a month for money obtained from said Bank, or any of its officers, or others in its interest, upon any proper note, bill of exchange, or obligation for money ; and upon affidavit made by any person of a violation of this provision before any judicial officer of this State competent to administer such oath, and having jurisdiction of the same—it shall be the duty of such judicial officer to cause a warrant to issue as hereinafter provided for.

SEC.—Any person violating the — section of this act, shall be guilty of a misdemeanor, and shall be liable to arrest upon affidavit, and warrant issued for the same, and the grand jury of the county where such Bank is located, shall have the power to examine the officers of said Bank under oath, and their books, in regard to the same, and upon evidence of its violation, shall make presentment or indictment of the offender or offenders, who, on conviction, shall be fined in a sum not less than five hundred dollars, (\$500) and confined in the common jail of the county not exceeding sixty (60) days.

JAMES FITZPATRICK.

The report of the committee was agreed to, and a two-third vote being necessary to its passage, the ayes and nays were required to be recorded, and resulted in ayes, 127 ; nays, 1.

Those voting in the affirmative, are Messrs :

Anderson,	Carpenter, of	Erwin,
Allen of Hart,	Hancock,	Evans,
Ayer,	Carpenter, of Pierce,	Farmer,
Ballanger,	Carson,	Fincanon,
Barrett,	Chambers,	Fitzpatrick,
Barnum,	Clarke,	Ford,
Beard,	Cleghorn,	Fowler,
Bennett,	Cloud,	Franks,
Bethune,	Cobb,	Fryer,
Brown,	Cunningham,	George,
Bryant,	Davis,	Gober,
Burton,	Donaldson,	Grimes,
Burtz,	Duncan,	Gray,
Byne,	Ellis, of Gilmer,	Geiger,
Caldwell,	Ellis, of Spalding,	Gullatt,

Hall, of Bulloch,	McCormick,	Salter,
Hall, of Glynn,	McCullough,	Saussey,
Hall, of Meriwether	McDougald,	Scroggins,
Hamilton,	McComb,	Scott, of Columbia,
Harkness,	Matthews,	Scott, of Floyd,
Harrison, of	Maull,	Seale,
Franklin,	Morgan,	Shumate,
Harris,	Nash,	Sisson,
Harper, of Sumter,	Neal,	Smith, of Charlton,
Harper, of Terrell,	Nunn,	Smith, of Macon,
Hill,	O'Neal, of Lowndes,	Sorrells,
Higdon,	Osgood,	Sparks,
Hillyer,	Page,	Surrency,
Hitchcock,	Parke, of Greene,	Taliaferro,
Holden,	Parke, of Gwinnett,	Tumlin,
Hook,	Paulk,	Tunipseed,
Hooks,	Penland,	Tweedy,
Hopkins,	Pepper,	Walthal,
Hughes,	Perkins, of Dawson,	Warren, of
Humber,	Pearson,	Quitman,
Hundley,	Price,	Watkins,
Johnson, of Towns,	Prudden,	Welchel,
Kellogg,	Rainey,	Wilcher,
Kimbrough,	Rawls,	Williams, of Dooly,
Lastinger,	Read,	Williams, of
Lee,	Rice,	Haralson.
Lindsay,	Rosser,	Williams, of Morgan.
Long,	Rouse,	Zellner.
McArthur,	Rumph,	

Voting in the negative :

Madison.

Ayes, 127; nays, 1. So the bill was passed by a constitutional majority.

On motion of Mr. Harper, of Terrell, the rule was suspended, and the House took up the reconsidered bill to carry into effect the 2d clause of the 13th section of the 5th article of the Constitution.

And, pending the discussion thereon, (Mr. Morgan, of Dougherty, having the floor) the House adjourned until 4 o'clock, P. M.

WEDNESDAY AFTERNOON,

4 o'clock, P. M.

The House met pursuant to adjournment.

The Clerk proceeded to call the roll of counties, when Mr. Wilson, of Clarke, reported a bill to amend "An act to in-

corporate the Pioneer Hook and Ladder Company, No. 1, in the town of Athens, and to incorporate the Atlanta Hook and Ladder Company, No. 1, in the city of Atlanta," etc.

Also, a bill for the relief of D. and H. Beusse, of the county of Clarke.

Mr. Shumate, of Whitfield, reported a bill for the relief of Wm. W. Baker, of Whitfield, etc.

Mr. Hall, of Meriwether, reported a bill to be entitled "An act to authorize John T. Alford to settle with his ward."

Mr. Anderson, of Cobb, reported a bill to define the mode of conducting suits before Justices of the Peace and Notaries Public in this State.

Mr. Scroggins, of Coweta, reported a bill to prohibit and punish duelling and betting at faro, and to prescribe the mode of bringing offenders to punishment.

Mr. Taliaferro, of Fulton, reported a bill to incorporate the Atlanta Trade Company.

Mr. Kellogg, of Forsyth, reported a bill to amend the road laws of this State.

Mr. Price, of Lumpkin, reported a bill to incorporate the Cavender Creek Hydraulic Hose Mining Company, in the county of Lumpkin.

Also, a bill authorizing the Ordinaries of this State to appoint arbitrators in certain cases.

Also, a bill to incorporate Aurora, Etowah and Camp Creek Mining Company, of Lumpkin county."

Mr. Osgood, of Chatham, reported a bill to alter and amend section 4882 Revised Code of Georgia, prescribing the civil jurisdiction of Justices of the Peace for the several districts in the city of Savannah.

Mr. Sisson, of Fulton, reported a bill to be entitled "An act to establish game laws in Fulton county.

Mr. Tumlin offered a resolution authorizing B. A. White to make certain county and district maps.

Mr. Scott, of Floyd, reported a bill to dispose of the unfinished business of the late Inferior and County Courts, and to transfer the jurisdiction heretofore entertained by said Courts, to other Courts of this State.

Mr. Ford, of Bartow, reported a bill to aid the county of Bartow in the erection of a Court House.

Mr. Lane, of Brooks, reported a resolution directing the Superintendent of Public Works to revise the map of the State of Georgia.

Mr. Welchel, of Hall, reported a bill to incorporate the Wahoo Mining Company.

Mr. Williams, of Morgan, reported a bill to encourage immigration and manufacturing.

Mr. Price, of Lumpkin, reported a bill to incorporate the Emigrant Georgia Homestead Association.

Mr. Farmer, of Liberty, reported a bill creating a Board of Commissioners for the county of Liberty, and defining the powers and duties of the same.

Mr. Crawford, of Bartow, reported a bill to change the time of holding the Superior Courts of Bartow county.

The following bills were read the second time and referred to the Judiciary Committee, to-wit :

A bill to confer upon the several Ordinaries of this State the same criminal jurisdiction heretofore exercised by the County Courts in lieu of organizing the District Court contemplated by the Constitution of this State, etc.

Also, a bill to amend the 640 section of Irwin's Code, so as to require all the road hands of the district to aid in opening new roads.

Also, a bill to amend the 4813 section of the Revised Code of Georgia, so as to extend the criminal jurisdiction of the City Court of Savannah, etc.

Also, a bill to define the limits of the Eastern Circuit, to change the time of holding the Superior Court of said Circuit, and to fix the number of terms thereof, etc.

Also, a bill authorizing the Judge of the Eastern Circuit to draw juries for the Superior Court of Chatham county, and to prescribe the terms of service of juries in said Court, and to repeal jury exemptions, etc.

Also, a bill to empower Justices of the Peace to try cases of simple larceny of 1st, 2d and 3d clauses of Irwin's Code, section 4326.

The following bills were read the second time, and referred to the Committee on Finance, to-wit :

A bill for the relief of John W Burke, State Printer

Also, a bill to authorize the Treasurer of the State to refund to A. V. Brumby, money paid by him as double tax.

Also, a bill to assess and collect a tax on all sheep over thirty head belonging to any one man or household, if they are permitted to run at large, and not confined in an enclosure, in the county of Berrien.

The following bills were read the second time, and referred to the Committee on Corporations, to-wit :

A bill to incorporate the town of Barnesville, in Pike county, and to point out the mode of electing commissioners and other officers of said town, and for other purposes, approved February 20th, 1854.

A bill to incorporate the Georgia Land and Immigration Company.

Mr. Grimes, of Muscogee, reported a bill to alter and

amend an act to change the place of holding legal sales in the county of Muscogee.

Mr. Scott, of Floyd, reported a bill to confer jurisdiction on the Superior Courts in the State of Georgia in cases of misdemeanor.

Mr. Cloud, of Clayton, reported a bill to authorize the county of Clayton to retain the State tax of said county for the purpose of building a jail.

Mr. Crawford, of Bartow, reported a bill to regulate the admission of insane persons into the Lunatic Asylum of this State.

Mr. Erwin, of Habersham, reported a bill to authorize the Ordinary of Habersham county, to retain the unpaid State tax for the year 1868, for the purpose of erection of a jail in said county.

Mr. Bell, of Banks, reported a bill to be entitled "An act to amend an act entitled an act to educate the indigent maimed soldiers of the State of Georgia."

Mr. McComb, of Baldwin, reported a bill to authorize the Book Keeper and Salesman of the Penitentiary, to appoint a Clerk, etc.

Mr. Ayer, of Jefferson, reported a bill to assess a tax on land in Jefferson county, for the purpose of establishing a general system of education in said county.

Mr. Sisson, of Fulton, reported a bill to incorporate the Georgia Fertilizing Company.

Mr. Zellner, of Monroe, reported a bill to donate the State tax of Monroe county for the present fiscal year to said county.

The bill requiring county commissioners to ascertain the number of sheep killed and injured by dogs, was read the second time, and referred to the Committee on Agriculture, etc.

The bill to provide for the payment of teachers of common schools for the year 1868, was read the second time, and referred to the Committee on Education.

The bill to incorporate the Noontooty Mining and Manufacturing Company, etc., was read the second time, and referred to the Committee on Manufactures.

The bill to change the line between the counties of Pickens and Cherokee, was read the second time, and referred to the Committee on New Counties and County Lines.

On motion of Mr. Tumlin, of Randolph, 100 additional copies of the report of the committee on the late Treasurer's report, was ordered to be printed for the use of the House.

On motion, the House adjourned until 9 o'clock to-morrow morning.

THURSDAY, September 17, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

Mr. Williams, of Dooly, offered a preamble and resolution requesting his Excellency, the Governor, to pardon Barnard E. Whitehead, of the county of Dooly, for the killing of Major Lewis, a freedman, but withdrew the same.

The House resumed the consideration of the unfinished business of the forenoon session of yesterday, to-wit:

The bill to carry into effect the second clause of the 13th section of the 5th article of the Constitution.

Mr. Bethune offered the original bill introduced by himself as a substitute for the one under consideration.

Mr. Duncan moved to lay the same upon the table, upon which motion the ayes and nays were required to be recorded, and resulted in ayes, 85; nays, 39.

Those voting in the affirmative, are Messrs:

Anderson,	Gullatt,	Parke, of Greene,
Atkins,	Hall, of Bulloch,	Paulk,
Ballanger,	Hall, of Glynn,	Pearson,
Barnum,	Hall, of Meriwether,	Penland,
Barrett,	Hamilton,	Pepper,
Bennett,	Harkness,	Rawls,
Bradford,	Harrison, of	Rosser,
Brown,	Franklin,	Scott, of Floyd,
Burton,	Harris,	Scott, of Columbia,
Burtz,	Harper, of Sumter,	Seale,
Byne,	Harper, of Terrell,	Sewell,
Carpenter, of	Higdon,	Shumate,
Hancock,	Hill,	Sisson,
Clarke,	Hitchcock,	Smith, of Ware,
Cloud,	Hook,	Smith, of Macon,
Donaldson,	Hundley,	Sorrells,
Duncan,	Johnson, of Wilcox,	Sparks,
Ellis, of Spaulding,	Kelly,	Surrency,
Erwin,	Kellogg,	Taliaferro,
Farmer,	Long,	Tumlin,
Fincanon,	McArthur,	Turnipseed,
Ford,	McCullough,	Walthal,
Fowler,	McDougald,	Warren, of Quitman,
Geiger,	McComb,	Welchel,
George,	Matthews,	Wilcher,
Glover,	Maxwell,	Williams, of Dooly,
Gober,	Nash,	Wilson,
Gray,	Nunn,	Zellers,
Grimes,	Parke, of Gwinnett,	Zellner.

Those voting in the negative, are Messrs :

Allen, of Hart,	Fitzpatrick,	O'Neal, of Lowndes,
Ayer,	Franks,	Osgood,
Beard,	Haren,	Page,
Bethune,	Harden,	Perkins, of
Bryant,	Hillyer,	Dawson,
Buchan,	Hooks,	Prudden,
Caldwell,	Hopkins,	Read,
Carpenter, of Pierce,	Hughes,	Rice,
Carson,	Johnson, of Towns,	Strickland,
Chambers,	Lee,	Tweedy,
Cunningham,	Lindsay,	Watkins,
Darnell,	Madden,	Williams, of
Davis,	Morgan,	Haralson.
Ellis, of Gilmer,	Neal,	

Ayes, 85; nays, 39. So the motion prevailed.

Mr. Bryant, of Richmond, offered the following amendment:

"Provided further, That nothing in this bill, or in the law of the State, shall prevent the selection of persons as jurors on account of race or color," which amendment was ruled out of order.

The previous question was called and sustained, and upon the passage of the bill the ayes and nays were required to be recorded, and resulted in ayes, 101; nays, 19.

Those voting in the affirmative, are Messrs :

Anderson,	Felder,	Hall, of Meriwether,
Atkins,	Fincannon,	Hamilton,
Ballanger,	Ford,	Harkness,
Barnum,	Fowler,	Harrison, of
Barrett,	Fryer,	Franklin,
Bennett,	Geiger,	Harris,
Bradford,	George,	Harper, of Sumter,
Burton,	Glover,	Harper, of Terrell,
Burtz,	Gober,	Johnson, of Wilcox,
Byne,	Gray,	Kellogg,
Carpenter, of Pierce,	Grimes,	Kimbrough,
Carpenter, of	Gullatt,	Kyle,
Hancock,	Hall, of Bulloch,	Lane,
Clarke,	Harden,	Lastinger,
Cleghorn,	Higdon,	Lee,
Cloud,	Hill,	Long,
Donaldson,	Hitchcock,	McArthur,
Duncan,	Hook,	McCullough,
Ellis, of Spaulding,	Hopkins,	McDougald,
Erwin,	Hudson,	McComb,
Evans,	Hundley,	Maxwell,
Farmer,	Hall, of Glynn,	Nash,

Nunn,	Rosser,	Surrency,
Parke, of Gwinnett,	Saussey,	Taliaferro,
Parke, of Greene,	Scroggins,	Tumlin,
Paulk,	Scott, of Floyd,	Turnipseed,
Pearson,	Scott, of Columbia,	Walthal,
Penland,	Seale,	Warren, of Quitman,
Pepper,	Sewell,	Welchel,
Perkins, of Dawson,	Shumate,	Wilcher,
Price,	Sisson,	Williams, of Dooly,
Rouse,	Smith, of Ware,	Williams, of Morgan,
Rainey,	Smith, of Macon,	Wilson,
Rawls,	Sorrells,	Zellers,
Reddish,	Sparks,	Zellner.

Those voting in the negative, are Messrs:

Allen, of Hart,	Cunningham,	Johnson, of Towns,
Ayer,	Darnell,	McCormick,
Beard,	Davis,	Madden,
Bryant,	Fitzpatrick,	Rice,
Carson,	Franks,	Salter,
Chambers,	Hillyer,	Tweedy,

Ayes, 101; nays, 19. So the bill was passed.

Leave of absence was granted to Messrs. Bell, of Banks, Welchel, of Hall, and Salter, of Pulaski, on account of sick families; and to Mr. Rumph, of Wayne, for a few days on special business.

The following message was received from his Excellency the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following act, to-wit:

"An act to authorize his Excellency, the Governor of this State, to borrow sufficient money, on the credit of the State, on such terms as to him shall seem best, to pay off the members and officers of the General Assembly."

Mr. McCullough, from the Committee on Enrollment, made the following report:

Mr. Speaker: The Committee on Enrollment report as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act:

An act to be entitled "An act to incorporate the Nutting Banking Company, in the city of Macon."

Also, a resolution to give Mrs. Charles G. Williams, of Columbus, and Miss M. J. Green, of Resaca, Trustees of the Memorial Burying Ground, a free ticket over the State Road, and for other purposes.

Mr. O'Neal, Chairman of the Judiciary committee, submitted the following report:

Mr. Speaker The Committee on the Judiciary have had under consideration the following Senate bills, to-wit:

A bill to be entitled "An act to amend an act entitled an act to fix the time of holding the Supreme Court, and to regulate proceedings therein, approved December 16, 1866." The Committee recommend this bill do pass.

Also, a bill to be entitled "An act to change the laws of this State where the word 'Milledgeville' is named as the capitol of this State." The Committee recommend this bill do not pass.

Also, a bill to be entitled "An act to require the Supreme Court Reporter to publish the decisions of said court in pamphlet form, and to provide for the distribution of the same, and for other purposes." The committee recommend this bill do not pass.

Also, the following House bills, to-wit:

"An act to define the jurisdiction of the courts of this State in suits against Railroad Companies." The committee recommend this bill, as amended, do pass.

Also, "An act to change the time of holding the Fall Term of the Superior Court of Dawson county." The committee recommend this bill do pass.

Also, "An act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial Circuit of Georgia, and for other purposes therein mentioned." The committee recommend this bill do pass.

Also, a bill to be entitled "An act to increase the number of Superior Court Judicial Circuits in this State, reorganize the same, and equalize the labor of the Judges thereof, and to prescribe the number of such courts to be held in each county of this State annually, and for other purposes therein mentioned," which they recommend do pass, as amended.

JOHN W O'NEAL,
Chairman.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following House bill, to-wit:

A bill to be entitled "An act to consolidate and amend the several acts incorporating the town of Lumpkin, county of Stewart, and to grant certain privileges to the same," which I am ordered to transmit forthwith to the House.

The Hon. E. S. Barclay, member elect from the county of McIntosh, appeared, and having taken the oath prescribed by the Constitution of the State, took his seat.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have adopted the following joint resolution, to-wit :

A resolution to authorize the acceptance of the charter of the Bank of Savannah, in which they ask the concurrence of the House.

They have also passed the following bills, to-wit :

A bill to be entitled "An act to amend the charter of the Macon and Augusta Railroad Company."

Also, a bill to be entitled "An act to increase the capital, and define the powers, of the Georgia Railroad and Banking Company."

Also, a bill to be entitled "An act to incorporate the Georgia Masonic Mutual Life Insurance Company."

Also, a bill to be entitled "An act to loan the credit of the State to the South Georgia and Florida Railroad Company, and for other purposes."

Also, a bill to be entitled "An act to provide an additional way of paying insolvent cost.

Also, a bill to be entitled "An act to provide for the payment of costs in insolvent criminal cases in certain counties therein mentioned."

On motion of Mr. Saussey, of Chatham, the rule was suspended, and the Senate resolution "to authorize the acceptance of the charter of the Bank of Savannah," was taken up, and referred to the Committee on the Judiciary.

On motion of Mr. Anderson, the rule was suspended, and the following resolution taken up, adopted, and ordered to be sent forthwith to the Senate, to-wit :

A resolution for the further protection of the State in lending its aid to certain railroads, and for other purposes.

The resolution requesting his Excellency, the Governor to use all legal means to effect a settlement with John Jones, former Treasurer, was taken up, and made the special order for Monday next.

The House took up the special order, to-wit :

The bill for the relief of debtors, and for the adjustment of debts upon principles of equity.

Mr. Scott, of Floyd, moved the postponement of the same until Monday next, 9 o'clock, A. M., and made the special order for that day, which motion was lost.

Mr. O'Neal, of Lowndes, offered a substitute for said bill, and moved the adoption of the same in lieu of the original, upon which motion the ayes and nays were required to be recorded, and resulted in ayes, 28; nays, 99.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Fitzpatrick,	Maxwell,
Atkins,	Hamilton,	O'Neal, of Lowndes,
Ayer,	Harrison, of	Osgood,
Beard,	Franklin,	Page,
Bryant,	Harden,	Prudden,
Carson,	Hillyer,	Read,
Chambers,	Hooks,	Rice,
Cunningham,	Hughes,	Scroggins,
Davis,	Lee,	Strickland,
Evans,	Madden,	Tweedy.

Those voting in the negative, are Messrs :

Anderson,	Gullatt,	Pearson,
Ballanger,	Hall, of Bulloch,	Penland,
Barnum,	Hall, of Glynn,	Pepper,
Barrett,	Hall, of Meriwether,	Price,
Bell,	Harkness,	Rainey,
Bethune,	Harris,	Rawls,
Brown,	Harper, of Sumter,	Reddish,
Burton,	Harper, of Terrell,	Rosser,
Burtz,	Higdon,	Rouse,
Byne,	Hitchcock,	Saussey,
Caldwell,	Hook,	Scott, of Floyd,
Carpenter, of	Hudson,	Scott, of Columbia,
Hancock,	Humber,	Seale,
Clarke,	Hundley,	Shumate,
Cleghorn,	Johnson, of Towns,	Sisson,
Cloud,	Kellogg,	Smith, of Ware,
Darnell,	Kimbrough,	Smith, of Macon,
Donaldson,	Kytle,	Sorrells,
Duncan,	Lindsay,	Sparks,
Ellis, of Spaulding,	Long,	Surrency,
Erwin,	McArthur,	Taliaferro,
Farmer,	McCormick,	Turnipseed,
Felder,	McCullough,	Walthal,
Fincanon,	McDougald,	Warren, of Quitman,
Fowler,	McComb,	Welchel,
Franks,	Matthews,	Wilcher,
Fryer,	Morgan,	Williams, of Dooly,
Geiger,	Nash,	Williams, of
George,	Nunn,	Haralson,
Glover,	Parke, of Gwinnett,	Williams of Morgan,
Gober,	Parke, of Greene,	Zellars.
Gray,	Paulk,	Zellner.
Grimes,		

Ayes, 28; nays, 99. So the motion was lost.

Mr. Bethune, of Talbot, offered the following amendment :

After the word "defendant" in the first section, add :
 "and any and all facts and circumstances going to show that

the debtor is less able to pay the debt than he was at the time the debt was contracted, and which said debtor could not have control."

Mr. Scott offered a substitute for said amendment, which was lost.

The amendment offered by Mr. Bethune was lost.

Several other amendments were offered, and pending the consideration thereof, the House took a recess until 4 o'clock P. M.

THURSDAY AFTERNOON.

4 o'clock, P. M.

The House re-assembled, and a quorum not being present on account of many members being absent on committees, the House adjourned until 9 o'clock to-morrow morning.

FRIDAY, September 18, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

Mr. Bethune, of Talbot, moved a reconsideration of so much of the journal of yesterday as relates to the loss of his amendment to the Senate bill to be entitled "An act for the relief of debtors, and for the adjustment of debts upon principles of equity," etc., which motion was lost.

Mr. Duncan, from the special committee appointed to examine into the accounts of the late Treasurer and Comptroller General, submitted the following report:

To the Senate and House of Representatives:

The undersigned committee, appointed by a joint resolution of the Senate and House of Representatives, of the State of Georgia, to examine the books of the late Comptroller General and Treasurer of Georgia, beg leave to make the following report:

They have carefully and minutely examined the books of said officers, with the accompanying certificates and vouchers, from the date of their last report to the General Assembly, to the 13th day of January, 1868, the time of their removal from office by the military authorities of the United States.

They find the books of both the Comptroller General and Treasurer, properly and neatly kept. The usual certificates and vouchers for all receipts and payments; and all so neatly and systematically arranged that your committee experienced

no trouble in referring to any particular item which they desired to investigate.

The reports of the Comptroller General and Treasurer, which are herewith transmitted for the information of the General Assembly, have been carefully compared with the books of said officers, and found to be correct in every particular.

The amount charged against the Treasurer by both the books of the Comptroller General and Treasurer, we find to be on the 13th day of January, 1868, \$405,870.83; which amount so due, as aforesaid, has been used by Mr. Jones in the payment of the interest on the public debt, advances to public officers, public contractors, etc., as will be more fully seen by reference to the report herewith returned; which report your committee have also examined and find correct, and accompanied by the necessary vouchers.

Mr. Jones also reports as having been received by him \$17,833.38, which, owing to the confusion existing at the time of the receipt thereof, was never entered on the books. This amount has been appropriated to the payment of the interest on the public debt, and in settlement of claims against the State, as will be seen by reference to supplementary report herewith returned; which report is accompanied by the necessary vouchers. For the information of the General Assembly, we also transmit a statement, kindly furnished us by Mr. Jones, Treasurer, showing the condition of all the bonds of the State issued since the war. This report we also find to be in conformity to the entries in the bond book of the State. From the statement it will be perceived that there are \$131,500.00 bonds of the State in the Bank of the Republic, New York; also, in the same bank, \$500,000.00 of the unfinished bonds of the State. Upon an examination of the law we find that the Governor, and not the Treasurer, has control of these bonds.

In conclusion, your committee recommend that the said Comptroller General and Treasurer, turn over to the present Comptroller General and Treasurer all the books and papers in their possession connected with their several offices; and be receipted for the same, with all credits examined and allowed by the committee. All of which is respectfully submitted.

(Senate)

(House)

C. R. MOORE, Chairman.
J. M. COLMAN,
C. C. DUNCAN,
AUGUSTUS H. LEE,
DUNLAP SCOTT.

September 14, 1868.

Receipts and payments at the Treasury of Georgia, from 16th October, 1866, to January 13th, 1868, inclusive.

RECEIPTS.

From General Tax, 1866.	..\$442,800	12
From General Tax, 1867	505,707	31
From Liquor Tax, 1866	24,184	32
From Liquor Tax, 1867	1,679	63
From Circus Com. Tax, 1867	1,059	50
From Insurance Com. Tax, 1866.	5,694	23
From Insurance Com. Tax, 1867	1,052	11
From Express Com. Tax, 1866	170	37
From Express Com. Tax, 1867	109	95
From Bank Com. Tax, 1866.	558	83
From Bank Com. Tax, 1867	845	72
From Railroad Com. Tax, 1866	2,182	95
From Railroad Com. Tax, 1867.	9,295	81
From Lotteries' Tax, 1867	2,000	00
From sale of State Bonds, 1867	1,798,606	83
From Temporary Loans, 1867	374,221	11
From bonds A. & G. R. R., 1867	165,500	00
From net earnings W & A. R. R., 1867	211,000	00
From sale of Macon Reserve, 1867.....	10,000	00
From Miscellaneous Items, 1867	773	45
From balance in Treasury October 16, 1866.	71,752	05
Total Receipts.	..\$3,629,194	29

PAYMENTS.

On Civil Establishments of 1866.\$ 20,771	66
On Civil Establishments of 1867	75,222	44
On Contingent Fund of 1866.	6,128	62
On Contingent Fund of 1867 ...	15,430	74
On Printing Fund of 1866..	1,021	75
On Printing Fund of 1867	16,114	90
On Special Appropriations of 1862 and 1863	13,804	00
On Special Appropriations of 1866.	304,955	05
On Special Appropriations of 1867	879,897	77
On Temporary Loans of 1867	473,827	86
On Legislative Pay Rolls of 1866.	121,759	75
On Public Debt of 1867 ...	1,290,265	84
On Overpayments of Taxes of 1866.	4,123	08
Total Payments.	..\$3,223,323	46
Total Receipts.\$3,629,194	29
Total Payments. ...	3,223,323	46
Balance in Treasury, January 13th, 1868	..\$ 405,870	83

To Messrs. Moore and Colman, Senators, and Messrs. Duncan, Scott and Lee, Representatives, Special Committee on Accounts of late Treasurer :

GENTLEMEN: As requested by you, I embody herewith the accounts, vouchers, and statements submitted to and examined by you on Saturday morning last, as a report of my transactions as Treasurer, and disposal of the balance charged against me by the Comptroller General as belonging to the State of Georgia, when by military order I was removed from office. By reference to the Comptroller's reports it will be seen that the interest on bonds of the State of Georgia, amounts to near four hundred thousand dollars, of which about three hundred thousand is payable in New York, and between eighty and ninety thousand in Georgia, at Savannah, Augusta, and the Treasury. Most of the coupons are payable in January and July, February and August; the Sterling interest in March and September, (a small amount,) and a few coupons in May and November. It has been the practice, as soon as the taxes were all in, and in time to meet the coupons due in January and February, to forward to the Bank of the Republic, our financial agent in New York, a sufficient amount, if it could be spared, to meet the interest of the entire year. First, because at that season exchange was in favor of the South in consequence of the cotton bills daily being drawn on produce sent forward, and the forwarding of our remittances cost us nothing; and, secondly, because the advertisement in New York that funds were received, and that our coupons would be promptly met at maturity, kept the credit of the State at a high figure, and enabled us to negotiate loans with little trouble and at light interest, whenever the exigencies of the State required it. Following this practice, which has had the approval of all the Governors since I have been in office, I remitted, early and during last winter, in drafts on New York, as fast as the taxes came in until I was removed from office, funds almost sufficient to pay the interest of the entire year. I also made an arrangement with certain banks in Georgia to take up our coupons, payable in Savannah and Augusta and at the Treasury, agreeing to settle weekly or once or twice a month, as they might require. They readily granted my request; and the thanks of the people of Georgia are due them for the ready assistance afforded me in guarding the credit of the State at a time when dissension and confusion prevailed, and chaos seemed to have almost come again. I think that nearly all, or at least three-fourths of the interest due in Georgia up to this time, has been paid, leaving little more than the interest payable in November to be provided for.

In these transactions I am aware that I have incurred the high displeasure of some, and aroused the suspicions of others; and I was satisfied in the beginning that such would be the case; but having taken an oath to obey the laws under which I was elected, and given heavy bonds for the performance of the duties of my office, I conscientiously felt that I had no right, while reason and honesty of purpose were vouchsafed to me, to act otherwise. Not the least gratifying circumstance since my removal has been that, although it was deemed imperative that I should be removed, I have been allowed and trusted by the Commanding General and Provisional Governor Ruger, to carry out the course I had adopted, and preserve the credit and honor of the State, up to the surrender of the Government to the civil authorities.

My personal intercourse with the provisional officers has been as pleasant as under the extraordinary state of things could be expected, and their bearing towards me has been ever that of gentlemen to one for whom they entertain sincere respect. Their kindness will not be forgotten, nor shall they ever feel that their sympathy has been misplaced.

The balance exhibited against me by the Comptroller General, and verified by the books of my office, (Act marked A)

\$405,870 83.

This amount has been disposed of as follows, to-wit:

1st. Redemption of Coupons in New York, as per certificate of H. W Ford, Cashier National Bank of the Republic, of which I herewith submit a copy, (marked B).	\$281,392 46
2nd. Coupons paid in Georgia, (marked C).	66,463 00
3rd. Advances to Officers, Contractors, etc., (marked D).	49,291 20
4th. Receipt of H. W Ford, Cashier, (copy,) (marked E)	3,501 38
5th. Balance in Georgia National Bank at Atlanta, seized by Gen. Meade, (see report of Capt. Rockwell in Treasury).	5,222 79
	<hr/>
	\$405,870 83

The advances to officers are all as required by law. Those to the Lunatic Asylum, Penitentiary and Contractors, were authorized by the military order continuing the appropriations for 1867 to the following year, and were necessary to maintain the institutions of the State and carry on the repairs of the Capitol, which were allowed by the Provisional Governor to go on without interruption, and the final balance paid by him on completion of the contract, after the funds

in my hands were exhausted. All of which is most respectfully submitted.

I am, gentlemen, very respectfully, etc.,

JOHN JONES,
Treasurer.

(Copy.)

NATIONAL BANK OF THE REPUBLIC, }
NEW YORK, AUG. 8TH, 1868. }

John Jones, Esq., Atlanta, Ga.

DEAR SIR: As requested by your letter of the 2d inst., I enclose herewith statement of account State of Georgia, showing balance to credit August 6th. \$8,053 24

We have on hand for funding past due coupons as follows:

Bonds No. 47 to 58 inclusive \$500 each. ..	\$ 6,000
Bonds No. 70 to 100 inclusive \$500 each	15,500
Bonds No. 107 to — inclusive — each ..	500
Bonds No. 439 to 450 inclusive \$500 each. .	6,000
Bonds No. 1574 to 1600 inclusive \$1,000 each.	27,000
Bonds No. 2245 to 2300 inclusive \$1,000 each.	56,000

Truly yours,

\$111,000
H. W FORD,
Cashier.

In addition to the above we hold bonds—

No. 344 a 380, \$500 each. ..	\$18,500
No. 427 a 430, \$500 each.	2,000

\$20,500
H. W FORD,
Cashier.

EXHIBIT A.

*Statement of Receipts and Payments at the Treasury of Georgia,
from and after October 16th, 1866.*

RECEIPTS TO-WIT:

On General Tax of 1866.	\$ 442,800 12
On General Tax of 1867	505,707 31
On Liquor Tax of 1866.	24,184 32
On Liquor Tax of 1867	1,679 63
On Tax on Circus Companies. ..	1,059 50
On Tax on Insurance Companies, 1866..	5,694 23

On Tax on Insurance Companies, 1867	1,052 11
On Tax on Express Companies, 1866.	170 37
On Tax on Express Companies, 1867	109 95
On Tax on Banks, 1866.	558 83
On Tax on Banks, 1867	845 72
On Tax on Railroads, 1866	2,182 95
On Tax on Railroads, 1867.....	9,295 81
On Tax on Lotteries, 1867 . .	2 000 00
On Sale of State Bonds, 1867	1,798,606 83
On Temporary Loans, 1867	374,221 11
On Bonds of the A. & G. R. R. 1867	165,500 00
On Net Earnings W. & A. R. R. 1867	211,000 00
On Sale of Macon Reserve.	10,000 00
On Miscellaneous Items.	773 45
Balance in Treasury Oct. 16th, 1866.	71,752 05
	<hr/>
	\$3,629,194 29

PAYMENTS TO-WIT:

On Civil Establishment of 1866	.\$ 20,771 66
On Civil Establishment of 1867	75,222 44
On Contingent Fund of 1866. ...	6,128 62
On Contingent Fund of 1867 ..	15,430 74
On Printing Fund of 1866.	1,021 75
On Printing Fund of 1867	16,114 90
On Special Appropriations of 1863. ...	13,804 00
On Special Appropriations of 1866.	304,955 05
On Special Appropriations of 1867	879,897 77
On Temporary Loans, 1867	473,827 86
On Legislative Pay Rolls, 1866.	121,759 75
On Public Debt.	1,290,265 84
On Overpayment of Taxes, 1866.	4,123 08
	<hr/>
	\$3,223,323 46
Cash balance in Treasury, January 13, 1868	405,870 83
	<hr/>
	\$3,629,194 29

ADDENDUM.

The Committee appointed to examine the books, etc., of John Jones, late Treasurer, and John T. Burns, late Comptroller General, also incidentally examined the books kept by Captain Wheaton, Provisional Comptroller, and find that they are not of a durable character, merely having been gotten up for a temporary purpose. They therefore recommend the following resolution, to-wit:

Resolved by the General Assembly of the State of Georgia,
That Madison Bell, Comptroller General, be authorized to transfer the entries upon said temporary books, to the books kept by Col. John T. Burns, in order that one set of books may contain the official acts of both of the late Comptrollers General, and that the said Madison Bell, Comptroller, etc., be authorized to employ a suitable clerk to execute said work.

We also recommend the same for the Treasurer.

C. R. MOORE,	} <i>Senate.</i>
J. M. COLMAN,	
C. C. DUNCAN,	} <i>House.</i>
AUGUSTUS H. LEE,	
DUNLAP SCOTT,	

(B)

NATIONAL BANK OF THE REPUBLIC, }
NEW YORK, AUG. 21ST, 1868. }

John Jones, Esq., late Treasurer of the State of Georgia:

MY DEAR SIR: This Bank has paid since January 1st, 1868, 12,811 Coupons from Bonds of the State of Georgia, which Coupons it now holds; having paid therefore to the debit of the State \$276,007.50; this amount subject, however, to the correction of any errors which may appear in the settlement of the account.

Truly yours,

H. W. FORD,
Cashier.

In addition to the above, the account of the State was charged—

1868. January 3, Revenue Stamp	02
January 18, Paid Adams' Express on package	75 00
January 22, Paid for Advertisement.	1 00
February 5, Paid for £375 remit'd to London	2597 91
August 14, Paid for £375 remit'd to London	2711 03
	<hr/>
	\$5384 96

(C)

Coupons Redeemed in Georgia.

18 Packs of \$750 each	.\$ 13,500 00
11 Packs of \$1500 each	16,500 00
5 Packs of \$1750 each	8,750 00
5 Packs of \$3000 each.	15,000 00
1 Pack of \$2910 ..	2,910 00
1 Pack of \$2240	2,240 00
1 Pack of \$2117 50.	2,117 50

1 Pack of \$1350	1,350 00
1 Pack of \$1305	1,305 00
1 Pack of \$772 50	772 50
1 Pack of \$507 50	507 50
1 Pack of \$393.	393 00
1 Pack of \$825	825 00
1 Pack of \$292 50	292 50
	<hr/>
	\$66,463 00

(D)

Advances to Officers, Contractors, Etc.

Lunatic Asylum.	\$10,000 00	John Jones.	410 82
Georgia Peniten'y	8,685 57	John T. Burns..	400 00
Byrd & Kolbe.	1,000 00	N. C. Barnett.	500 00
Dr. B. Bly	290 00	A. J. Barnett.	450 00
Express Act. Ex-		Wm. Gibson	400 00
ecutive Dept.	13 70	W M. Sessions.	250 00
R. L. Hunter	450 00	E. H. Worrell.	500 00
R. L. Hunter, wood		J. W H. Under-	
account.	255 00	wood ..	370 29
H. J. G. Williams	385 99	A. M. Speer	400 00
W. A. Williams.	400 00	I. L. Harris. ..	600 00
J. G. Montgomery	300 00	D. A. Walker	600 00
Jas. A Green.	300 00	H. Warner	600 00
Wm. H. Scott.	300 00	W E. Quillian,	150 00
B. W Frobel	1,300 00	State House Guard	110 00
C. Vaughan	250 00	J. H. Adams.	265 00
W C. Anderson.	400 00	Z. D. Harrison..	150 00
. H. Bynum.	300 00	N. J. Hammond	200 00
A. B. Smith.	50 00	B. A. White. ..	234 00
Jas. Milner.	400 00	Insurance Account	883 75
A. H. Hansell.	336 65	J. Milligan, Agt.	44 82
Wm. M. Reese.	400 00	Advances to	
D. A. Vason..	400 00	maimed soldiers.	320 00
D. Irwin.	400 00	Repairs to Capitol	13,535 61
W B. Fleming..	625 00		<hr/>
Chas. J. Jenkins.	600 00		\$49,291 20

(E.)

(Copy.)

NATIONAL BANK OF THE REPUBLIC, }
 NEW YORK, SEPT. 1ST, 1868. }

John Jones, Esq., Atlanta, Georgia:

DEAR SIR: The long looked for letter of J. Milligan, Treasurer, has arrived with enclosure \$3501 38, which I

have placed, as requested by you, to the credit of the State of Georgia.

Truly yours,

H. W. FORD, *Cashier.*

Money received from Tax Collectors and others, on account of dues to the State of Georgia, arriving too late, or about the time of my removal, I could not receipt for them, or from force of circumstances, was prevented from doing so.

	CASH.
1. John J. Callaway, Ins. Agt., LaGrange, Ga.	11 91
2. R. T. Gilbert, T. C. Dougherty, Tax on Circuses.	135 00
3. W. O. Edmundson, Chattooga, Ins. Tax, \$207.75; Received Commission \$260.92	28
4. A. W. Graham, Telfair; Gen'l Tax \$500 00; Liquor Tax \$1 54.	501 54
5. Mark L. Dean, Haralson; Gen'l Tax \$8 42; Ins. Tax List \$126 00; Liquor \$1 38.	9 80
6. A. L. Sluder, Walton county; Liquor	10 11
7. W. D. Lumpkin, Walker co.; Liquor .2 36	2 36
8. John Stone, Gilmer county; Liquor .2 19	2 19
9. H. L. Tyson, Sehley county; Liquor .3 60	3 60
10. J. C. Guildford, Quitman; General Tax \$1750; check on Savannah	1750 00
11. W. F. Sears, White county; Gen'l Tax, \$1614 38; Receiver's Commission, \$148 42; Liquor \$2 45	1616 83
12. W. W. Hindman, Campbell; General Tax, \$2,013 42; Receiver's Commission, \$253 92	2013 42
13. James A. Poppel, Appling; General Tax, . \$188 18	188 18
14. J. M. Stokes, Pulaski; Gen'l Tax.. \$288 50	288 50
15. Wm. Barrett, Towns; Gen'l Tax.	360 00
	<hr/>
	6893 72
Overpayments due Tax Collectors, for which I have received an Executive Warrant and paid part as the Collectors sent in their settlements for 1867	1,088 67
114 bonds of Baldwin county, \$100 each, issued to pay for building Oconee bridge, called Oconee bridge bonds, paid to holders of Warrants, at 80 per cent., 11,400 at 80c. ..	9,120 09
Premiums received on exchange of old for new bonds	740 00
	<hr/>
	\$17,833 39

CR. By advances to contractors for building	
Oconee bridge.	.\$5,198 38
By coupons redeemed in Georgia	12,635 00
	<hr/>
	\$17,833 38

The bonds issued since the end of the war, were :

First—Twenty 7 per cent bonds of \$5,000 each, dated 1st December, 1865, payable at five years from date, interest semi-annually, in June and December, without coupons. Signed by James Johnson, Provisional Governor, and John Jones, Treasurer. Of these, six only were sold, (by John P King, Agent at Augusta) and afterwards, being put on the same footing, by order of Governor Jenkins, with the convertible bonds mentioned below, were funded in mortgage bonds of the Western & Atlantic Railroad and cancelled.	..\$30,000
The other fourteen were returned unsold and cancelled.	..\$70,000
	<hr/>
	\$100,000

Secondly—These being of too large size to be conveniently sold, one thousand bonds, of \$500 each, dated 1st February, 1866, "convertible at the option of the holder into such bonds as the Legislature might thereafter authorize," were ordered by Governor Jenkins, and prepared for issue temporarily, until the Legislature, then about to assemble, should decide whether to issue bonds or treasury notes. Of these, 515 were sold by the different Agents of the State, funded in overdue bonds and coupons, and amount to. . \$257,500
Of these, 463 have been funded in mortgage bonds. . 231,500

Leaving, yet outstanding, 52 bonds amounting to. . \$26,000
Which are authorized to be exchanged for that amount of mortgage bonds, if presented before all are disposed of, as directed by law.

Thirdly—The 7 per cent. mortgage bonds of the Western & Atlantic Railroad, dated 1st July, 1866, and due 20 years from date, ordered by the Legislature in an act dated 1866, of these were printed, of the first series,
2800 of \$1000 each . . . \$2,800,000
And of the second series, 1600 of \$500 each . . . 800,000

The whole issue amounting to \$3,600,000
Of these the Governor caused to be prepared for the purpose of taking up overdue bonds and coupons of the State, of which	

a large amount had been accumulated during the war, 2230 of the first series (\$1000 bonds) amounting to. . \$2,230,000
 And the entire second series (\$500 bonds) amount-
 ing to. 800,000

The whole amount issued at that time being. . \$3,030,000
 Leaving unsigned 570 of the \$1000 bonds, or.. \$570,000

Which last, by act of Legislature of 13th December, 1866, ordered to be prepared for issue for the purpose of taking up old 6 per cent. bonds of the State of Georgia, falling due in 1868-'69-'70. They were prepared, as far as could be done in Georgia, and sent to the two trustees in New York, Messrs. Robert H. Lowry and George B. Carhart, who completed only seventy of them, or \$70,000, which, with the bonds first issued for sale and redemption of overdue bonds and coupons, remaining unsold at home and in New York at the last annual settlement, say \$134,000, made of perfect bonds about two hundred and four thousand, (204,000) which were thought sufficient at that time, and until the demands of holders of fundable bonds and coupons should require the signing up of the five hundred incomplete bonds.

After my report of the 16th October, 1867, and before I was removed from office, I took up of fundable bonds and coupons, \$72,500; part of which were exchanged for bonds in Georgia, and the rest by an order on the Trustees in New York, leaving now in the hands of the trustees, as per certificate of H. W. Ford, Cashier of the National Bank of the Republic, \$131,500.

The bonds and coupons taken up are now in my hands, and I should have received a warrant from Governor Jenkins for their amount, and delivered to the Comptroller General my certificate of that amount coming into the Treasury from funding of State bonds. It was not done at the time, because it has been the practice of the Treasury for many years, long before I came into the office, to take one warrant and certificate for the entire transactions of the year, in the payment or funding of bonds and coupons.

JOHN JONES,
Late Treasurer.

On motion, said report was taken up.

Mr. Bryant moved to amend by striking out the following words, "with all credits, examined and allowed by the committee," which motion was lost, and the said report was adopted.

Mr. Rice, of Columbia, presented a protest from F. H. Fyall, which, on motion, was laid on the table.

Mr. McComb, of Baldwin, offered a resolution relative to reverted, reserved and unsold lands, etc.

Mr. O'Neal, Chairman of the Judiciary Committee, submitted the following report :

Mr. Speaker : The Committee on the Judiciary have had under consideration, the following bills, to wit :

"An act to reduce the Sheriff's bond in Tatnall county," which they recommend do not pass.

A bill to make hunting upon the lands of another, trespass, and to make the same penal. The committee recommend this bill do not pass.

A bill to be entitled "An act to reduce the Sheriff's bond in the county of Paulding, to four thousand dollars." The committee recommend this bill do not pass.

"An act to establish a State police," which they recommend do not pass.

A bill to be entitled "An act to reduce the Sheriff's bond in the county of Haralson, to four thousand dollars." The committee recommend this bill do not pass.

A bill to extend the time, and change the manner of holding elections in the State of Georgia. The committee recommend this bill do not pass.

A bill to be entitled "An act for the relief of debtors, and to authorize the adjustment of debts upon principles of equity." The committee recommend this bill do not pass.

A bill for the relief of John Foster, William Foster, Seaborn K. O'Neal and John L. O'Neal. The committee recommend this bill do pass.

Also, the following "Joint resolution to authorize the acceptance of the charter of the Bank of Savannah," which they recommend do pass.

JOHN W O'NEAL,
Chairman.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit :

"An act to consolidate and amend the several acts incorporating the town of Lumpkin, in the county of Stewart, and to grant certain privileges to the same."

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following House bills, to-wit :

A bill to be entitled "An act to loan the credit of the State to the Georgia Air Line Railroad Company, and for other purposes."

Also, a bill to be entitled "An act to empower R. T. Massy to sell the estate of E. M. Edwards, deceased, on the premises."

The House resumed the consideration of the Senate bill for the relief of debtors, etc.

Mr. Scott, of Floyd, offered a substitute for said bill.

Mr. Rawls moved that said bill, substitute and amendments be recommitted to the Committee on Relief, with instructions to report a bill to provide for a settlement of old debts by arbitrators, instead of by the Courts, which was lost.

The original Senate bill was then taken up by sections.

Mr. Harper, of Terrell, moved to amend the first section by striking out of the fifth line of the first section, the words, "and creditor," which was agreed to, and the section, as amended, was adopted.

Mr. Crawford, of Bartow, moved to amend the second section, which amendment, on motion, was laid on the table.

The second section was adopted.

Mr. Phillips moved to amend the third section, which amendment was lost, and the third section adopted.

Mr. Tweedy offered an amendment to the fourth section, which amendment was lost, and the fourth, fifth and sixth sections were adopted.

Mr. Bethune, of Talbot, offered an amendment which, on motion of Mr. Harper, of Terrell, was laid on the table.

The seventh and eighth sections were adopted.

The House then took up the substitute offered by Mr. Scott, of Floyd, which, on motion of Mr. Hall, of Meriwether, was laid on the table.

Mr. Barnum, of Stewart, offered a substitute for the whole question, which was ruled out of order.

Mr. Hudson moved the passage of the original bill, and called the previous question, which was sustained.

Mr. Turnipseed, of Clay, moved to lay the whole subject on the table, upon which, the ayes and nays were required to be recorded, and resulted in ayes, 65; nays, 70.

Those voting in the affirmative, are Messrs:

Ballanger,	Clarke,	Fincanon,
Barclay,	Cleghorn,	Flournoy,
Barrett,	Cloud,	Ford,
Bradford,	Crawford,	Fowler,
Brown,	Davis,	Fryer,
Butt,	Donaldson,	Geiger,
Carpenter, of Pierce,	Ellis, of Gilmer,	Gray,
Carpenter, of	Evans,	Grimes,
Hancock,	Farmer,	Gullatt,

Hall, of Glynn,	McComb,	Rice,
Harrison, of	Madison,	Saussey,
Franklin,	Nash,	Sewell,
Harris,	Nisbet,	Smith, of Macon,
Higdon,	Nunn,	Sparks,
Hitchcock,	Parke, of Greene,	Surrency,
Johnson, of Towns,	Parke, of Gwinnett,	Turnipseed,
Johnson, of Wilcox,	Paulk,	Williams, of
Kelley,	Pearson,	Dooly,
Kellogg,	Pepper,	Williams, of
Kyle,	Perkins, of Dawson,	Haralson.
Long,	Rainey,	Williams, of
McArthur,	Rawls,	Morgan.
McCormick,	Reddish,	Zellner.

Those voting in the negative, are Messrs :

Anderson,	Harper, of Terrell,	Price,
Allen, of Hart,	Harden,	Prudden,
Ayer,	Hillyer,	Read,
Barnum,	Holden,	Rosser,
Beard,	Hook,	Rouse,
Bennett,	Hooks,	Scroggins,
Bethune,	Hopkins,	Scott, of Columbia,
Bryant,	Hudson,	Scott, of Floyd,
Burtz,	Humber,	Seale,
Carson,	Hundley,	Smith, of Charlton,
Cobb,	Kimbrough,	Smith, of Ware,
Cunningham,	Lastinger,	Sorrells,
Darnell,	Lee,	Strickland,
Duncan,	McCullough,	Taliaferro,
Ellis, of Spaulding,	McDougald,	Tumlin,
Erwin,	Madden,	Tweedy,
Felder,	Matthews,	Walthal,
Fitzpatrick,	Maxwell,	Warren, of
Franks,	Maul,	Quitman,
Gober,	O'Neal, of	Watkins,
Hall, of Bulloch,	Lowndes,	Welchel,
Hall, of Meriwether,	Osgood,	Wilcher,
Hamilton,	Penland,	Wilson,
Harper, of Sumter,	Phillips,	Zellars.

Ayes, 65 ; nays, 70. So the motion was lost.

The question then recurred upon the passage of the bill, and on which the ayes and nays were required to be recorded, and resulted in ayes, 71 ; nays, 62.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Bryant,	Duncan,
Atkins,	Burtz,	Ellis, of Spaulding,
Ayer,	Carson,	Evans,
Bennett,	Chambers,	Felder,
Bethune,	Cloud,	Fitzpatrick,
Bradford,	Cunningham,	Franks,

George,	Lastinger,	Shumate,
Hall, of Bulloch,	Lee,	Smith, of Charlton,
Hall, of Meriwether,	Long,	Smith, of Ware,
Hamilton,	McCullough,	Smith, of Macon,
Harris,	McDougald,	Sorrells,
Harper, of Sumter,	Maxwell,	Strickland,
Harper, of Terrell,	Maul,	Taliaferro,
Hardin,	O'Neal, of Lowndes,	Tumlin,
Hill,	Osgood,	Tweedy,
Hillyer,	Penland,	Vinson,
Holden,	Phillips,	Walthal,
Hooks,	Price,	Warren, of
Hopkins,	Prudden,	Quitman,
Hudson,	Read,	Watkins,
Humber,	Scroggins,	Welch,
Hundley,	Scott, of Floyd,	Wilcher,
Kimbrough,	Seale,	Zellars.
Lane,	Sewell,	

Those voting in the negative, are Messrs:

Anderson,	Geiger,	Parke, of Greene,
Ballanger,	Gober,	Parke, of Gwinnet,
Barclay,	Gray,	Paulk,
Barnum,	Grimes,	Pepper,
Barrett,	Gullatt,	Perkins, of
Brown,	Hall, of Glynn,	Dawson,
Butt,	Harrison, of	Rainey,
Byne,	Franklin,	Rawls,
Carpenter, of	Higdon,	Reddish,
Hancock,	Hitchcock,	Rosser,
Carpenter, of Pierce,	Hook,	Saussey,
Clarke,	Johnson, of Towns,	Scott, of Columbia,
Cobb,	Johnson, of Wilcox,	Sorrells,
Darnell,	Kellogg,	Sparks,
Donaldson,	Kytle,	Surrency,
Ellis, of Gilmer,	McArthur,	Turnipseed,
Erwin,	McCormick,	Williams, of
Farmer,	McComb,	Haralson,
Fincanon,	Madison,	Williams, of Morgan,
Flournoy,	Nash,	Wilson,
Fowler,	Nisbet,	Zellner.
Fryer,	Nunn,	

Ayes 71; nays 62. So the bill was passed.

On motion, the House took up the resolution declaring the passage of said bill to be "permanent action" on the subject of relief, which was read and adopted.

The House took up the report of the committee on the bill to alter and amend "An act incorporating the city of Rome, in the county of Floyd," which was laid on the table for the present.

The House took up the Senate bill to provide for setting apart a homestead, which was read the second time, and committed for a third reading, and made the special order for 10 o'clock, A. M., Monday next, and 200 copies ordered to be printed for the use of the House.

The House resumed the consideration of the bill to amend the act entitled "An act to incorporate the city of Rome, in the county of Floyd."

The report of the committee was amended, and as amended, agreed to, the bill was read the third time, and passed.

The House took up the Senate bill to loan the credit of the State to the South Georgia Florida Railroad Company, which was read the first time.

On motion, the rule was suspended, when Mr. Wilcher, of Taylor, reported a bill to appropriate money to pay James M. Edwards, of Taylor county, for services rendered in teaching the poor children of said county.

Leave of absence was granted to Mr. Zellner, Mr. Tweedy, Mr. Parke, Mr. Seale, Mr. Caldwell, Mr. Johnson, of Towns, and Mr. Franks, on special business.

On motion, the House adjourned until 9 o'clock, to-morrow morning.

SATURDAY, September 19, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Clarke.

The Hon. T. F. Brewster, of the county of Harris, appeared, and having taken the oath prescribed by the Constitution of the State, took his seat.

Mr. Grimes, of Muscogee, moved a reconsideration of so much of the Journal of yesterday, as relates to the passage of the bill for the relief of debtors, and for the adjustment of debts upon principles of equity, which motion was lost.

Mr. O'Neal, Chairman of the Judiciary Committee, submitted the following report:

Mr. Speaker: The Committee on the Judiciary have had under consideration, the following bills:

"An act entitled an act to repeal an act entitled an act to amend an act to incorporate the Atlanta Medical College, and to define more fully the powers of the Trustees of said College." The committee recommend this bill do pass.

JOHN W O'NEAL, *Chairman.*

Mr. Hall, of Meriwether, Chairman of the Committee on Finance, submitted the following report:

Mr. Speaker: The Committee on Finance have had under consideration a bill to be entitled "An act to authorize the Treasurer of the State to refund to A. V. Brumby, money paid by him as double tax," which they recommend do not pass

Also, a bill entitled "An act to advance to John W. Burke, State Printer, five thousand dollars, (\$5000)" which they recommend do pass.

Also, a bill to be entitled "An act to incorporate the Albany and Columbus Railroad Company, and to loan the credit of the State to the same," which they recommend do do not pass.

Also, a bill to be entitled "An act to assess and collect a tax on all sheep over thirty head, belonging to one man, etc., if they are permitted to run at large, in the county of Berrien," which they recommend do not pass.

W. H. F. HALL,
Chairman.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have concurred in the following resolutions of the House, to-wit:

A resolution authorizing the Governor to draw funds from the Treasurer to pay the several committees' expenses for visiting the State Institutions.

Also, for the further protection of the State in lending its aid to certain Railroads, and for other purposes.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have concurred in the House amendment of the Senate bill to be entitled "An act for the relief of debtors, and to authorize the adjustment of debts upon principles of equity."

They have also adopted a resolution to authorize the Secretary of State to have the great Seal of the State re-engraved and renewed, in which they ask the concurrence of the House.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following bill, to-wit:

A bill to be entitled "An act to amend an act to incorporate the Dawson Manufacturing Company," and which I am directed to transmit forthwith to the House.

Leave of absence was granted Mr. Hardin, Clerk, for Monday next, on special business; and to Mr. Cobb, of Sumter, and Mr. McCullough, of Jones, on account of sickness in their families; to Mr. Phillips, of Echols, Donaldson, of Gordon, Harper, of Terrell, Lee, of Newton, Lane, of Brooks, Sorrells, of Walton, on special business.

Mr. Sewell was, on motion, added to the Committee on Finance.

On motion, the rule was suspended, and the Senate bill to provide an additional way of paying insolvent costs, was read the first time.

Also, the Senate bill to provide for the payment of costs in insolvent criminal cases in certain counties therein mentioned.

Mr. Williams, of Dooly, reported a bill to incorporate a camp ground in the county of Dooly, and to appoint trustees for the same.

Also, a resolution requesting the Judiciary Committee to report a bill establishing Circuit Courts.

The House took up the Senate resolution to authorize the acceptance of the charter of the Bank of Savannah, which was read and adopted.

The Senate bill to incorporate the Fort Valley Loan and Trust Company, was read the first time.

The House took up the report of the committee on the bill to increase the number of Judicial Superior Court Circuits in this State, to equalize the labor of Judges thereof, and to prescribe the number of such Courts, etc., which, on motion, was postponed, and made the special order for Tuesday next, and 200 copies ordered printed, etc.

The House took up the report of the committee on the bill to amend the charter of the Atlanta Street Railroad Company, to change its name, to lend the aid of the State thereto, to confer banking privileges on the same, and for other purposes.

Mr. Williams, of Dooly, moved to lay the bill on the table, which motion was lost.

Mr. Flournoy, of Washington, moved to amend by striking out the section, "lending the aid of the State thereto," which motion prevailed.

Mr. Bethune offered a personal liability clause, which was agreed to.

On motion, said bill and amendments were referred to the Committee on Banks.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for signature of the

Speaker of the House of Representatives, the following act, to-wit:

"An act to empower R. T. Massey to sell the real estate of E. M. Edwards, deceased, on the premises."

Also, "An act to loan the credit of the State to the Georgia Air Line Railroad Company, and for other purposes."

Also, a resolution authorizing the Governor to draw funds from the Treasurer to pay the several committees' expenses for visiting the State Institutions.

Also, a resolution for the further protection of the State in lending its aid to certain Railroads, and for other purposes.

The House took up the report of the committee on the bill to extend the provisions of the "Act extending the aid of the State to the completion of the Macon & Brunswick Railroad, to a branch of said Road.

The report of the committee was agreed to, the bill was read the third time, and on its passage, the yeas and nays were required to be recorded, and resulted in yeas 68; nays, 41.

Those voting in the affirmative, are Messrs:

Allen, of Hart,	Hall, of Bulloch,	Parke, of Gwinnett,
Ayer,	Hall, of Glynn,	Paulk,
Barnum,	Hamilton,	Penland,
Bennett,	Harrison, of	Pepper,
Bryant,	Franklin,	Perkins, of
Burtz,	Harden,	Cherokee,
Carpenter, of	Hill,	Price,
Pierce,	Hillyer,	Reddish,
Carson,	Hitchcock,	Rice,
Chambers,	Hook,	Rosser,
Clarke,	Humber,	Rouse,
Cunningham,	Johnson, of Wilcox,	Scroggins,
Darnell,	Kellogg,	Sewell,
Davis,	Kytle,	Shumate,
Duncan,	Lane,	Strickland,
Ellis, of Gilmer,	Lastinger,	Taliaferro,
Ellis, of Spaulding,	Lee,	Walthal,
Erwin,	McArthur,	Warren, of Quitman,
Felder,	McCormick,	Wilcher,
Fincanon,	Madden,	Williams, of Dooly,
Fitzpatrick,	Matthews,	Williams, of
Geiger,	Maxwell,	Haralson,
Grimes,	Maull,	Zellers.
Gullatt,	O'Neal, of Lowndes,	

Those voting in the negative, are Messrs:

Anderson,	Bethune,	Carpenter, of
Ballanger,	Bradford,	Hancock,
Barelay,	Burton,	Farmer,
Barrett,	Byne,	Flournoy,

Ford,	Hundley,	Smith of Charlton,
Fowler,	Long,	Smith, of Macon,
Gober,	Madison,	Sorrells,
Gray,	Nash,	Sparks,
Hall, of Meriwether,	Nunn,	Surrency,
Harper, of Sumter,	Pearson,	Watkins,
Harper, of Terrell,	Perkins, of Dawson,	Williams, of
Higdon,	Rainey,	Morgan,
Hooks,	Saussey,	Wilson,
Hudson,	Scott, of Columbia,	Zellner.

Ayes, 68; nays, 41. So the bill was passed, and ordered to be sent to the Senate forthwith.

The House took up the report of the committee on the bill to incorporate the Nacoochee Valley Mining Company, and the Haney Mining Company, of White county.

The report of the committee was agreed to, the bill was read the third time and passed.

On motion of Mr. Hall, of Meriwether, the bill to authorize his Excellency, the Governor, to issue his warrant on the Treasury in favor of John J. Boswell, for services in small pox cases.

Also, the bill to incorporate the Albany and Columbus Railroad Company, and to loan the credit of the State to said Company, were re-referred to the Committee on Finance.

The Senate bill to amend an act to incorporate the Dawson Manufacturing Company, was read the first time.

On motion, the House adjourned untill 9 o'clock, Monday morning next.

MONDAY, September 21, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Clarke.

Mr. Hall, of Glynn, offered a resolution declaring that, for the remainder of the session, the House will hold two sessions—meet at 10 o'clock, A. M., and adjourn at 1 o'clock, P. M.—meet at 3 o'clock, P. M., and adjourn at 6 o'clock, P. M.

Mr. Nisbet, of Dade, moved to strike out "10" o'clock, and insert 9, which motion was lost.

Mr. Barnum moved to strike out "6," and insert "5," which motion prevailed.

Mr. Rice moved to amend by striking out all that portion

which confined the business to reading bills the third time, which motion prevailed.

Mr. Crawford moved to amend by adding a provision that hereafter there shall be no adjournment for want of a quorum, but absent members shall be sent for.

The previous question was called and sustained, and the resolution, as amended, was adopted.

On motion of Mr. Williams, of Dooly, the House took up the resolution to instruct the Committee on the Judiciary, to report a bill establishing District Courts.

Mr. Bethune, of Talbot, offered an amendment, as follows: strike out all after the words "practicable," and insert the following: "conferring on the Ordinary the jurisdiction conferred on the District Court in criminal cases."

On motion of Mr. Williams, of Morgan, the resolution and amendments were laid on the table for the present.

Mr. Morgan, of Dougherty, offered a resolution for the appointment of a committee to investigate the financial condition of the State.

Mr. O Neal, Chairman of the Judiciary Committee, submitted the following report:

Mr. Speaker: The Judiciary Committee have had under consideration the following bills, to-wit:

A bill to be entitled "An act to amend the 3178 section of Irwin's Code." The committee recommend this bill do not pass.

Also, a bill to be entitled "An act to prevent delays by continuances in the Courts of this State by parties claiming surprise on account of amendments to the pleadings." The committee recommend this bill do not pass.

Also, a bill to be entitled "An act to authorize the Ordinaries of this State to issue writs of habeas corpus, and to hear and determine the same." The Committee recommend this bill do pass.

Also, a bill for the relief of George D. Whitfield, of the county of Dooly, which they recommend do pass.

Also, a bill to declare in what manner Sheriffs, Clerks, Ordinaries, Administrators, Executors, Guardians and Trustees shall advertise sales, rules, citations, and other official notices and proceedings. The committee recommend this bill do not pass.

Also, a bill to be entitled "An act to change the terms of the Superior Court for the county of Macon." The committee recommend this bill do pass.

Also, a bill to be entitled "An act amendatory of an act passed 15th December, 1866, authorizing Guardians, Executors and Administrators, to take back lands sold by them,

and not paid for." The committee recommend this bill do not pass.

Also, a bill to be entitled "An act to reduce the bonds of the Sheriffs in the county of Polk." The committee recommend this bill do not pass.

JOHN W O'NEAL,
Chairman.

The following message was received from the Senate through Mr. Marshall, their Secretary :

Mr Speaker : The Senate have passed the following bill :

A bill to amend the charter of the city of Albany

Leave of absence was granted to Mr. Reddish, of Appling, Gober, of Cobb, and Lindsay, of Lee.

Mr. Holden, Chairman from the Committee on Enrollment, made the following report :

Mr. Speaker : The Committee on Enrollment report, as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act and resolution :

An act for the relief of debtors, and to authorize the adjustment of debts upon principles of equity.

Also, a joint resolution, to authorize the acceptance of the charter of the Bank of Savannah.

W H. HOLDEN,
Chairman.

On motion of Mr. McDougald, of Chattahoochee, the rule was suspended, when he reported a bill to be entitled an act to incorporate the John King Banking Company, of Columbus.

The House took up the report of the committee on the bill to be entitled an act to provide for setting apart a homestead of realty and personalty, and for the valuation of said property, and for the full and complete protection and security of the same to the sole use of families, as required by section first, of article seven, of the Constitution, and for other purposes.

Several amendments were offered to the first section, but pending the same, the previous question was called and sustained, and the first section was adopted without amendment.

Mr. Saussey, of Chatham, offered the following amendment: "strike out the second and third lines in the second section."

The previous question was called and sustained, and said section, the third, fourth and fifth were adopted, the sixth section was amended, and as amended, was adopted.

Mr. Rawls, of Effingham, moved to amend the seventh section.

Mr. Hudson moved to amend said amendment, which said amendments were cut off by the previous question, and the said section adopted.

The eighth section was amended, and as amended, adopted.

The ninth and tenth sections were adopted without amendment.

Mr. Saussey, of Chatham, offered an amendment to the eleventh section.

Mr. Price offered a substitute for the eleventh and twelfth sections.

Mr. Crawford, of Bartow, called the previous question, which was sustained on the eleventh section, and said section adopted.

The twelfth and thirteenth sections were adopted without amendment.

Mr. O'Neal, of Lowndes, offered a substitute for the fourteenth section, which was lost, and the said section was amended, and as amended, adopted.

Mr. Saussey, of Chatham, offered an additional section, which was lost.

Mr. Williams, of Morgan, offered an additional section, which was lost.

Mr. Barnum, of Stewart, offered the following amendment : "That nothing in this act shall be so construed as to make it retroactive."

A motion was made to lay the same on the table, upon which the ayes and nays were required to be recorded, and resulted in ayes, 44; nays, 74.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Hall, of Bulloch,	Osgood,
Ayer,	Hall, of Meriwether,	Price,
Beard,	Hamilton,	Pearson,
Bennett,	Haren,	Prudden,
Bethune,	Harrison, of	Read,
Bradford,	Franklin,	Scroggins,
Brinson,	Harden,	Sewell,
Bryant,	Hillyer,	Smith, of Charlton,
Carpenter, of	Holden,	Smith, of Ware,
Hancock,	Hooks,	Strickland,
Carson,	Hopkins,	Tweedy,
Chambers,	Hundley,	Watkins,
Cunningham,	Lastinger,	Williams, of
Davis,	Maxwell,	Haralson,
Ellis, of Gilmer,	Mauil,	Zellars.
Evans,	O'Neal, of Lowndes,	

Those voting in the negative, are Messrs :

Ballanger,	Grimes,	Penland,
Barclay,	Gullatt,	Pepper,
Barnum,	Hall, of Glynn,	Perkins, of
Barrett,	Harkness,	Cherokee,
Brewster,	Harris,	Perkins, of Dawson,
Brassell,	Harper, of Sumter,	Rainey,
Brown,	Higdon,	Rawls,
Burton,	Hitchcock,	Reddish,
Burtz,	Hook,	Rosser,
Butt,	Hudson,	Rouse,
Byne,	Humber,	Saussey,
Clarke,	Johnson, of Wilcox,	Scott, of Columbia,
Cobb,	Kelly,	Scott, of Floyd,
Crawford,	Kellogg,	Shackleford,
Darnell,	Kyle,	Sisson,
Duncan,	Long,	Smith, of Macon,
Erwin,	McCormick,	Surrency,
Farmer,	McComb,	Taliaferro,
Felder,	Matthews,	Turnipseed,
Fincanon,	Morgan,	Warren, of
Flournoy,	Nash,	Quitman,
Fryer,	Nisbet,	Williams, of Dooly,
Geiger,	Nunn,	Williams, of
Glover,	Parke, of Gwinnett,	Morgan,
Gober,	Paulk,	Wilson.
Gray,		

Ayes, 44; nays, 74. So the motion was lost, and said amendment agreed to.

Mr. Price, of Lumpkin, offered an additional section, and pending the consideration thereof, the House adjourned until 3 o'clock, P. M.

MONDAY AFTERNOON.

3 o'clock, P. M.

The House met pursuant to adjournment, and resumed the unfinished business of the morning session, to-wit:

The amendment offered by Mr. Price to the Homestead bill, which was read and adopted.

Mr. Crawford, of Bartow, offered an amendment, which was lost.

Mr. Hudson, of Harris, moved to amend the twelfth section by adding at the end thereof the words, "and representatives of such as may be dead," which amendment was lost.

Mr. Duncan offered a bill as a substitute for the whole bill under consideration.

Mr. Williams, of Dooly, moved an indefinite postponement of the whole question, which was lost.

Mr. Scott, of Floyd, offered an amendment to said substitute, which amendment was lost.

Mr. Flournoy of Washington, offered to amend the said substitute by adding, as an additional section, the seventh section of the original bill, which was agreed to.

The previous question was called and sustained.

Mr. Barclay moved to lay the whole question upon the table, which motion was lost.

The question then recurred upon the adoption of the substitute in lieu of the original, and upon which the ayes and nays were required to be recorded, and resulted in ayes, 72; nays, 50.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Ford,	Osgood,
Atkins,	Geiger,	Parke, of Gwinnett,
Ayer,	Gray,	Pearson,
Ballanger,	Hall, of Bulloch,	Penland,
Beard,	Hall, of Glynn,	Pepper,
Bennett,	Hall, of	Perkins, of
Bethune,	Meriwether,	Cherokee,
Bradford,	Hamilton,	Phillips,
Brassell,	Harrison, of	Price,
Brinson,	Franklin,	Prudden,
Brewster,	Harper, of Sumter,	Rawls,
Bryant,	Harden,	Rice,
Burton,	Hill,	Saussey,
Burtz,	Holden,	Scott, of Columbia,
Byne,	Hook,	Seale,
Carpenter, of	Hopkins,	Sisson,
Pierce,	Hudson,	Smith of Charlton,
Carpenter, of	Humber,	Smith, of Macon,
Hancock,	Johnson, of Wilcox,	Surrency,
Cunningham,	Kelley,	Tumlin,
Davis,	Kimbrough,	Walthal,
Drake,	Lastinger,	Warren, of Quitman,
Duncan,	McArthur,	Wilcher,
Ellis, of Spaulding,	McComb,	Williams, of Dooly,
Farmer,	Matthews,	Zellers,
Felder,	Maxwell,	Zellner.

Those voting in the negative, are Messrs :

Barclay,	Chambers,	Donaldson,
Barnum,	Cleghorn,	Ellis, of Gilmer,
Brown,	Cobb,	Erwin,
Butt,	Crawford,	Evans,
Carson,	Darnell,	Fincannon,

Fitzpatrick,	Hundley,	Rouse,
Flournoy,	Lane,	Scroggins,
Fowler,	Long,	Sewell,
Fryer,	Morgan,	Shackleford,
Grimes,	Nash,	Strickland,
Gullatt,	Nisbet,	Taliaferro,
Harkness,	Nunn,	Turnipseed,
Harris,	Page,	Tweedy,
Higdon,	Paulk,	Watkins,
Hillyer,	Perkins, of Dawson,	Williams, of
Hitchcock,	Rainey,	Haralson,
Hooks,	Rosser,	Williams, of Morgan,

Ayes, 72; nays, 50. So the substitute was adopted.

The report of the committee was then agreed to, the bill was read the third time and passed.

The following message was received from his Excellency, the Governor, by Mr. Davis, his Secretary, to-wit:

Mr. Speaker: I am directed by the Governor to deliver to the House of Representatives a communication in writing, with accompanying document, to which he respectfully invites the immediate attention of your body.

On motion said communication was taken up and read, and on motion of Mr. Duncan, of Houston, was referred to a committee of five, consisting of Messrs. Duncan, Bethune, Price, Hamilton, and Hall, of Meriwether.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following resolution, to-wit:

A resolution authorizing the appointment of a joint committee to take into consideration the message of his Excellency, the Governor, and accompanying documents, in reference to the disturbance of the public peace in the county of Mitchell, etc., and the Senate have appointed, on their part, Messrs. Nunnally, Smith, (36th), and Brock, as that committee.

On motion, said resolution was taken up and adopted.

The committee appointed, upon the part of the House, are Messrs. Duncan, Bethune, Price, Hall, of Meriwether, and Hamilton.

On motion, the House adjourned until 9 o'clock to-morrow morning.

TUESDAY, September 22, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev Mr. Barrett.

The House took up the report of the committee on the bill to fix the time of holding elections for Representatives to Congress in this State.

The previous question was called and sustained, the report of the committee was agreed to, the bill was read the third time, and on its passage the ayes and nays were required to be recorded, and resulted in ayes, 112; nays, 30.

Those voting in the affirmative, are Messrs:

Allen, of Hart,	Fitzpatrick,	Morgan,
Atkins,	Ford,	Neal,
Ayer,	Fowler,	Nisbet,
Barclay,	Fryer,	O'Neal, of Lowndes,
Barnum,	Geiger,	Page,
Barrett,	George,	Parke, of Gwinnett,
Beard,	Glover,	Paulk,
Bethune,	Gray,	Pearson,
Bradford,	Grimes,	Penland,
Brinson,	Hall, of Bulloch,	Pepper,
Brown,	Hall, of Meriwether,	Perkins, of
Bryant,	Hamilton,	Cherokee,
Burton,	Harrison, of	Perkins, of
Burtz,	Franklin,	Dawson,
Byne,	Harris,	Price,
Caldwell,	Harper, of Sumter,	Prudden,
Carpenter, of	Harden,	Rainey,
Hancock,	Higdon,	Read,
Carson,	Hillyer,	Rice,
Chambers,	Hitchcock,	Rosser,
Clarke,	Holden,	Rouse,
Cobb,	Hooks,	Rumph,
Crawford,	Hopkins,	Scroggins,
Cunningham,	Hughes,	Scott, of Floyd,
Darnell,	Hundley,	Scott, of Columbia,
Davis,	Johnson, of Towns,	Sewell,
Drake,	Kellogg,	Shumate,
Donaldson,	Kyle,	Sisson,
Duncan,	Lane,	Smith, of Charlton,
Ellis, of Gilmer,	Lastinger,	Smith, of Ware,
Erwin,	Long,	Smith, of Macon,
Evans,	McDougald,	Sparks,
Farmer,	McComb,	Strickland,
Felder,	Maxwell,	Surrency,
Fincanon,	Maull,	Taliaferro,

Tumlin,	Watkins,	Williams, of Morgan
Turnipseed,	Williams, of Dooly,	Wilson,
Tweedy,	Williams, of	Zellars,
Walthal,	Haralson,	Zellner.

Those voting in the negative, are Messrs :

Anderson,	Gullatt,	Matthews,
Ballanger,	Hall, of Glynn,	Nash,
Bennett,	Harkness,	Nunn,
Brassell,	Hill,	Phillips,
Brewster,	Hook,	Rawls,
Butt,	Hudson,	Seale,
Carpenter, of Pierce,	Humber,	Shackleford,
Cleghorn,	McArthur,	Tate,
Ellis, of Spaulding,	McCormick,	Warren, of Quitman,
Gober,	Madison,	Wilcher.

Ayes, 112 ; nays, 30. So the bill was passed, and ordered to be sent forthwith to the Senate.

The following message was received from his Excellency, the Governor, by Mr. Davis, his Secretary, to-wit :

Mr. Speaker : The Governor has signed the following act, to-wit :

An act to loan the credit of the State to the Georgia Air Line Railroad Company, and for other purposes.

Also, a resolution for the further protection of the State in lending its aid to certain railroads, and for other purposes.

Mr. Hall, of Meriwether, submitted the following report :

Mr. Speaker : The Committee on Finance have had under consideration a bill to be entitled an act to loan the credit of the State to the Savannah, Griffin and North Alabama Railroad Company, and a majority of the committee recommend that it do pass as amended.

Also, a bill to be entitled an act to incorporate the Selma Columbus Railroad Company, and to loan the credit of the State to the said company, which they recommend do pass only so far as concerns the granting of the charter.

W H. F. HALL,
Chairman.

On motion, said bills were made the special order for Thursday next.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following House bills, with certain amendments, in which they ask the concurrence of the House :

A bill to be entitled an act to levy and collect a tax for the support of the Government for the year 1868, and for

other purposes, which I am directed to transmit forthwith to the House.

Also, a bill to be entitled an act to authorize the Macon and Brunswick Railroad Company to extend a branch of said railroad from the town of Hawkinsville, in Pulaski county, to the town of Fort Valley, in the county of Houston.

On motion of Mr. Shumate, of Whitfield, the rule was suspended, when he reported a bill to prescribe the oath to be administered to voters for electors of President and Vice President of the United States, Governor, Members of Congress, Members of the General Assembly, and County Officers, which was read the first time.

Mr. Zellner offered a resolution in reference to the vacancy of W. A. Ballard, which, on motion, was taken up, read, and adopted.

Mr. Duncan, from the committee appointed under a joint resolution, submitted the following report:

The undersigned committee, appointed by joint resolution of the Senate and House of Representatives, to take into consideration the message of the Governor in reference to the disturbance at Camilla, beg leave to make the following report:

They find that the evidence referred to by his Excellency is not sustained by the evidence produced before the committee, but which is herewith returned. They have come to the conclusion that the whole difficulty occurred and originated from a determination of the parties referred to in his Excellency's message, to-wit: Pierce, Murphy and Putney, to enter the town of Camilla at the head of an armed company of freedmen, which right was disputed by the Sheriff of the county. The persistence of the one and determination of the other caused the disturbance. They find that the civil authorities have shown themselves able to execute the law, and there is no necessity for any military interference.

A. D. NUNNALLY, *Senate.*

C. C. DUNCAN, *House.*

W. H. F. HALL, "

W. D. HAMILTON, "

H. MORGAN, "

I agree with the committee, but believe that other legislation is necessary to preserve order and protect person and property.

W. C. SMITH, *Senate.*

ALBANY, GA., September 21, 1868.

A. D. Nunnally, of Senate, C. C. Duncan, of House, Committee:

GENTLEMEN: Please find below the sworn statement of the best citizens of Mitchell county, and our report :

GEORGIA, MITCHELL COUNTY.

Personally appeared before the undersigned, Mumford J. Poore, Sheriff of said county, Josiah B. Butler, Robert Cockran, Sr., H. C. Dasher, Ordinary of said county, W. A. Byrd, Wade C. Cox, B. F. Brimberry, E. H. Shackelford, who make the following statement under oath: On Saturday, the 19th instant, it was made known to the citizens of Camilla, that John Murphy, of Albany, Ga., had issued his circular, and secretly circulated the same among the colored men of this county, ordering them to bring their arms with them to the political meeting advertised for that day at this place. The information was corroborated by statements made by Robert Cochran, Sr., Thomas Jones, and others, who came from the road in the direction of Albany, stating that armed negroes were assembling in large numbers at China Grove Church, waiting for the delegation from Albany, headed by said Murphy, and Pierce, the candidate for Congress, who were to be the speakers for the occasion. At the request of the citizens, M. J. Poore, Sheriff, with a committee of six other citizens, went out to meet said procession, and to protest against armed negroes being marched in procession in our town, and to state to them distinctly that if they would put down their arms no objection would be made to their entering the town and holding their political meeting. The Sheriff delivered this message to Murphy and Pierce, the leaders of the procession, and they replied that they had nothing to do with those armed men, the guns belonged to them, and they were in the habit of carrying them wherever they went. The Sheriff replied, that as a peace officer it was his duty, under the law, to forbid the assemblage of armed men at political meetings, and assured them that if they entered the town with their music and banners, followed by armed men, as they then were, that there would be a breach of the peace, and he would not be responsible for the consequences.

Shortly afterwards the column moved in town in regular order, headed by Pierce, the candidate for Congress, and one Putney, white, in a buggy, armed with a double-barrel shot gun, a Spencer rifle, and two pistols, with a quantity of am-

munition, as was afterwards ascertained; next, a four-horse wagon, containing a band and a number of armed negroes; next followed a column of negro men on foot, between three and four hundred, attended by about twenty mounted outsiders, at least one-half, if not two-thirds, were armed with guns, and the most of them with pistols, the music playing, and the crowd noisy and threatening in their conduct. Murphy, and one Phillip Joiner, negro, in a buggy, in the rear. As the head of the column approached the square, one of our citizens, James Johns, who was intoxicated, approached within a few feet of the column and ordered the music to stop, which was not obeyed. The column moved on. When about twenty steps from him, his gun was fired, whether intentionally or unintentionally, is not known, but it was pointed in a different direction, and the contents struck the ground about twelve feet from him. The column fired a volley, some of the shots at Johns, most of them in the direction of Maple's store, thirty or forty steps from the column, at which place there was a number of our citizens, all unarmed, wounding six of our citizens. Immediately about twenty of our citizens sprang to their arms and fired into the column, by which two negroes were killed, and a number unknown wounded. The negroes immediately broke to a thick cluster of timber, one hundred yards north of the court house. At this point there was an attempt made by Pierce to rally his routed forces. Our citizens immediately, to about thirty, part of them mounted, made a charge and completely routed the whole force, Pierce flying through the woods and fields, Murphy and Phil. Joiner escaping in a buggy up the road towards Albany. Seven negroes were killed, all of whom were genteelly buried by a committee appointed for that purpose. From the best information we have been able to procure between, thirty and forty were wounded, all of whom have been properly cared for. It is a source of deep regret that the calamitous consequences of this affair fell exclusively upon the poor deluded negroes, led on by the wicked white men, Murphy, Pierce and Putney, who made good their escape in the hour of danger, with but little injury to themselves. This sad result is to be attributed more to the sharpness and shrewdness of these gallant leaders in effecting their escape than to the want of intention on the part of our people. We hereby disavow any purpose or intent on the part of ourselves, or our citizens, to violate the law, or the peace of the State, in what was done. We were willing, and so expressed ourselves to these leaders, for them to hold their political meeting at the court house, in our town, if the negroes were disarmed, but we did think, and still think, that it was our duty to obey the orders of the Sheriff

as a civil officer of this State, in breaking up this unlawful assemblage. We felt that as their numbers vastly exceeded that of our citizens present, that if this meeting had taken place, that the lives of our wives and children would be at the mercy of an infuriated mob. While the consequences are to be regretted, and we do not boast of what was done by our people, we feel that they have but discharged a painful duty imposed upon them by wicked and corrupt white men now engaged in leading astray into acts of lawlessness the colored people of our county. We appeal to the law-making powers of Georgia and the lawful authorities of the United States Government, to check the progress of these strolling criminals that are prowling about the homes and disturbing the peace and quiet of our war-stricken people.

GEORGIA, MITCHELL COUNTY.

Personally came before me, James J. Morgan, who, being sworn, says that on Saturday last, while the procession was moving on the road from Albany to this place, he met them and heard the following conversation: John Murphy, who was in a buggy with a grey horse, leading the procession. He heard one of the musicians say that they would burn up the town of Camilla to-day or speak there, that was their orders, and this was concurred in by the crowd who heard it. He heard several other negroes talking and saying they would settle James John's hash for him that day, meaning they would kill him.

Sworn to and subscribed before me, this 21st day of September, 1866.

JAMES J. MORGAN.
M. CAMERON, J. P

I do certify that the above deponent is a truthful and reliable young man, and that his statements are reliable.

JOHN W PEARCE,
Clerk Superior Court, Mitchell County.

GEORGIA, MITCHELL COUNTY.

You, and each of you, do solemnly swear that the facts and things set forth in the above and foregoing statement, so far as the have come to your own knowledge, are true, so

far as they depend upon information derived from others, that you do believe them to be true.

Sworn to and subscribed before me, this the 21st of September, 1868.

M. CAMERON, J. P.

M. S. POORE,
J. B. BUTLER,
ROBERT COCHRAN,
H. C. DASHER,
WM. A. BYRD,
W. C. COX,
B. F. BRINEBERG,
E. H. SHACKELFORD.

ALBANY, GA., September 21st, 1868.

We hereby certify that we are well acquainted with each of the above affiants; that they are men of good character and their statements are entitled to the fullest confidence.

D. A. VASON,
T. H. JOHNSTON,
C. W. CLARK,
R. HOBBS.

To the Committee of the Senate and House of Representatives of the State of Georgia:

We left Camilla this day at twelve o'clock, noon. All was quiet, and no apprehension is felt of any further trouble in the matter. The act of the citizens was under orders of Mr. Poore, the Sheriff of the county. They acted as his posse in the whole affair. The negroes in the county are all quiet, and no bad feeling exists between them and the whites, growing out of the affair. There was but few negroes present except those who marched in the procession. There is no necessity for any additional force to protect either white or black in the county. The wounded negroes are well cared for, and received the sympathies of all the whites. The whole difficulty originated in the right claimed by Murphy, Pearce & Co. to carry the negroes into the political meeting with their arms; this right was disputed by Mr. Poore, Sheriff of the county, who insisted that, under the proclamation and the law, it was his duty, as a civil officer, to prevent it. No excitement in Albany.

D. A. VASON,
T. H. JOHNSTON.

Mr. Bethune, from the same committee, submitted the following minority report:

Mr Speaker: The undersigned, member of the committee, appointed by the House of Representatives (appointed under

a resolution from the Senate, and concurred in by the House) to join the committee appointed by the Senate, ask to be allowed to make the following minority report :

Waiving all dispute and controversy, as to who, or what party was at fault, and caused the deplorable affray in the town of Camilla, in Mitchell county, I have been forced to the conclusion, from the investigation, that there exists in that community, such animosity of feeling between the parties in that section of the country, as places the peace and safety of both races in the most imminent peril ; and, indeed, the undersigned is not without apprehension that the same may be said of our entire State, and especially, where our population is mixed to any very considerable extent. It must be apparent to the most indifferent observer, that the negro feels disappointed, and is exasperated in failing to obtain the political rights and privileges that he anticipated under our new Constitution ; whilst, on the other hand, much the larger portion of the white people feel that he is claiming privileges, and aspiring to positions which he is totally unfit to occupy, and which they regard as degrading to the white race. Therefore, it is but natural that each party should feel a deep and abiding interest in the result of the approaching election, as each regards the success of their party as an important step in settling the dispute in their favor. These being the feelings and sentiment of each party, the undersigned feels that he should have been unfaithful to the people of all races, to himself and his family, had he failed, or should he in future, fail to use all reasonable efforts to postpone until a more quiet time, all questions and measures calculated to arouse and inflame the passions of the people.

May we not trust that the General Assembly will, from henceforth, use all means within their power to allay the passions of the people, entertaining serious apprehensions that like occurrences may transpire within the limits of our State. It is trusted that the House will, at least, attribute honest and sincere motives to the undersigned, when he implores them, as they love our great old commonwealth—as they love the people of the State, for the sake of those near and dear to them, that the subject may receive the consideration that is due to a matter of such vital importance.

Let men of all parties endeavor to meet on some common ground—endeavor to provide some measure that will give peace and rest to the troubled and excited mind of the people. The undersigned will not undertake even to suggest the measures, but believes that with the power abiding with us as legislators, there is but one thing necessary, and that is, that we should be made aware of the importance of the sub-

ject, and then the wisdom and patriotism of this, and the other branch of the General Assembly, may be safely trusted to put forth the proper remedy.

MARION BETHUNE.

On motion, the majority report was taken up and adopted.

The House took up the Senate amendments to the bill to levy and collect a tax for the support of the government for the year 1868.

The first amendment was concurred in.

The second amendment, levying a specific tax of twenty cents on every gallon of spirituous liquor, where the quantity sold is under thirty gallons, was disagreed to.

The third, fourth, fifth, sixth and seventh amendments were concurred in.

Also, the eighth, ninth, tenth, eleventh and twelfth amendments were concurred in, and the bill sent forthwith to the Senate.

Leave of absence was granted Mr. Cobb, of Sumter, for a few days, on account of sickness in his family, and to Mr. Johnson, of Wilcox, for the balance of the session, on account of sickness in his family.

On motion, the House took a recess until 3 o'clock, P M.

TUESDAY AFTERNOON.

3 o'clock, P M.

The House reassembled, and took up the report of the committee on the bill to incorporate the Buck Eye Mining and Manufacturing Company, of Forsyth, Hall Dawson and adjoining counties in North Eastern Georgia, etc.

On motion of Mr. Kellogg, the names of Samuel Stephens, Joseph Herin and T. H. Sanford, were added.

The report of the committee, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to increase the number of Superior Court Circuits, to equalize the labor of the Judges, and prescribe the number of terms to be held in each county, etc.

Mr. Scott, of Floyd, moved that the bill be recommitted to the Committee on the Judiciary, which motion was lost.

Mr. Hudson, of Harris, moved to strike out the first section, which motion prevailed.

Mr. Shumate, of Whitfield, offered an additional section, which was agreed to.

Mr. Tweedy, of Richmond, moved to amend by providing

for an increase of salaries of Judges and Solicitors fifty per cent., which amendment was lost.

Mr. Duncan, of Houston, moved to lay the bill on the table, which motion was lost.

Mr. O'Neal, of Lowndes, offered a substitute for said bill, which, on motion, was laid on the table.

The question then recurred upon the passage of the bill, and pending the discussion thereon, the House adjourned until 10 o'clock, to-morrow morning.

WEDNESDAY, September 23, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Brantley.

Mr. Bryant, of Richmond, moved a reconsideration of so much of the Journal of yesterday, as relates to the adoption of the majority report of the committee appointed to investigate the disturbance at Camilla, in Mitchell county.

The previous question was called and sustained, and the motion to reconsider was put and lost.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate insists on its amendment to the ninth paragraph of the second section of the House bill to be entitled an act to levy and collect a tax for the support of the government for the year 1868, and for other purposes.

On motion, said amendment was taken up by the House, and the House adhered to its disagreement thereto.

Mr. Hall, Chairman of the Committee on Finance, submitted the following report :

Mr. Speaker: The Finance Committee have had under consideration a bill to be entitled an act for the relief of Daniel L. Ford, Tax Collector of Bartow county, which they recommend do not pass.

Also, the reports, respectively, of the Provisional Comptroller General, and the Provisional Treasurer, and find the same to be accurate.

W H. F. HALL,
Chairman.

Mr. Duncan, Chairman, *pro tem.*, of the Committee on the Judiciary, submitted the following report :

Mr. Speaker: The Committee on the Judiciary have had under consideration, the following bills:

A bill to be entitled an act to prevent plaintiffs from dismissing their cases where the consideration is a slave, or slaves, or the hire thereof, without the consent of the defendants. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to legalize the acts of the Hon. John T. Clarke, Judge of the Superior Court of the Pataula Circuit, while holding the Superior Court of the county of Stewart, at the April Term, 1868. The committee recommend this bill do pass.

Also, a bill to be entitled an act to permit officers in all criminal prosecutions, to collect their costs at the conclusion of a committal trial. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to reduce the Sheriff's bond of Dooly county. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to allow practicing attorneys to administer oaths in certain cases. The committee recommend this bill do not pass.

Also, a bill to be entitled to an act in relation to advancement and distribution of intestates' estates. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to enable the owners of mines to draw water from branches or the head waters, through or over intervening lands. The committee recommend this bill do pass.

Also, a bill to allow J. E. Franklin, of Burke county, to peddle without license. The committee recommend this bill do pass.

Also, a bill to be entitled an act to repeal section 3798 of the Code of Georgia. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to amend the Penal Code of this State. The committee recommend this bill do pass.

C. C. DUNCAN,

Chairman, pro tem.

The following message was received from his Excellency, the Governor, by Mr. Davis, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following resolution, to-wit:

A resolution authorizing the Governor to draw funds from the Treasurer to pay the several committees' expenses for visiting the State Institutions. •

The House resumed the consideration of the unfinished business of yesterday, to-wit:

The bill to be entitled an act to increase the number of Judicial Superior Court Circuits, equalize the labors of the Judges, etc.

Mr. Fitzpatrick, of Bibb, offered an admendment, which, on motion, was laid on the table.

Mr. Rawls, of Effingham, moved to amend by inserting the words, "in such counties as it may be necessary," which was agreed to.

The previous question was called and sustained, upon the passage of the bill, the report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Brunswick Gas Light Manufacturing Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to relieve the people of this State from State tax for four years, was withdrawn.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have adopted the following resolution, in which they ask the concurrence of the House :

Resolved, That a committee of three from the Senate be appointed to co-operate with such committee as may be appointed by the House, to consider the following resolution introduced in the Senate.

Resolved, That both branches of the General Assembly adjourn on Thursday, the first day of October, at 12 o'clock, M., and they have appointed as the committee on their part, Messrs. Wellborn, Harris and Holcombe, and I am directed to transmit the same forthwith to the House.

On motion, the House took up said resolution, and concurred in the same.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following bills, to-wit :

A bill to be entitled an act to carry into effect article one, section twenty-three, of the Constitution of this State, and for other purposes therein mentioned.

Also, a bill to be entitled an act to incorporate the Griffin Loan, Trust and Savings Institution.

Also, a bill to be entitled an act to incorporate the Georgia Loan and Trust Company.

The House took up the report of the committee on the bill to be entitled an act to loan the credit of the State to the South Georgia & Florida Railroad Company.

Mr. Crawford, of Bartow, moved the previous question, which was sustained, the report of the committee was agreed to, the bill was read the third time, and on its passage, the yeas and nays were required to be recorded, and resulted in yeas, 85 ; nays, 50.

Those voting in the affirmative, are Messrs :

Allen, of Hart,	Hall, of Bulloch,	Penland,
Ayer,	Hall, of Glynn,	Pepper,
Barnum,	Hamilton,	Perkins, of
Bennett,	Harrison, of	Cherokee,
Brassell,	Franklin,	Perkins, of Dawson,
Brinson,	Hardin,	Phillips,
Brown,	Hill,	Price,
Bryant,	Hitchcock,	Prudden,
Burtz,	Hook,	Rainey,
Carpenter, of Pierce,	Hopkins,	Read,
Carson,	Humber,	Rice,
Chambers,	Johnson, of Towns,	Rosser,
Clarke,	Kellogg,	Rouse,
Cloud,	Kyle,	Rumph,
Crawford,	Lane,	Scroggins,
Cunningham,	Lastinger,	Seale,
Darnell,	Lee,	Sisson,
Donaldson,	McArthur,	Smith, of Charlton,
Duncan,	McCormick,	Strickland,
Ellis, of Gilmer,	McDougald,	Taliaferro,
Ellis, of Spaulding,	Madden,	Turnipseed,
Erwin,	Maul,	Tweedy,
Evans,	Morgan,	Walthal,
Farmer,	Nisbet,	Warren, of Burke,
Fincanon,	O'Neal, of Lowndes,	Watkins,
Fryer,	Osgood,	Williams, of Dooly,
Geiger,	Page,	Williams, of
George,	Parke, of Gwinnett,	Haralson,
Grimes,	Paulk,	Zellars.
Gullatt,		

Those voting in the negative, are Messrs :

Anderson,	Fitzpatrick,	Hudson,
Ballanger,	Flournoy,	Hundley,
Barclay,	Ford,	Kelly,
Barrett,	Fowler,	Long,
Bethune,	Glover,	McComb,
Bradford,	Gober,	Madison,
Burton,	Gray,	Nash,
Byne,	Hall, of Meriwether,	Neal,
Carpenter, of	Harkness,	Nunn,
Hancock,	Harris,	Parke, of Greene,
Cleghorn,	Harper, of Sumter,	Pearson,
Drake,	Hooks,	Rawls,

Salter,	Smith, of Macon,	Wilcher,
Saussey,	Sorrells,	Williams, of
Scott, of Columbia,	Sparks,	Morgan,
Scott, of Floyd,	Surrency,	Wilson,
Shackleford,	Tate,	Zellner.
Shumate,		

Ayes, 85; nays, 50. So the bill was passed.

Leave of absence was granted to Mr. Parke, of Gwinnett, on account of sickness in his family; and to Mr. Belcher, of Wilkes, Mr. Barrett, of Laurens, Mr. Matthews, of Houston, on account of sickness; to Mr. Surrency, of Tatnall, for the balance of the session, after Friday, the 25th inst., on special business; and to Mr. Allen, of Hart, for the balance of the session, on account of indisposition.

Mr. McWhorter, of Greene, offered the following resolution, which was taken up, read and adopted:

Resolved, That this House hold three sessions each day, to-wit: from 10 o'clock, A. M., to 1 o'clock, P. M.; from 3 o'clock, P. M., to 5 o'clock, P. M.; from 8 o'clock, P. M., to 9 o'clock, P. M., and that the night sessions be confined to local bills.

Resolved, That all speeches from this time, shall not exceed ten minutes.

On motion, the House took a recess until 3 o'clock, P. M.

WEDNESDAY AFTERNOON.

3 o'clock, P. M.

The House re-assembled, and the following bills were read the third time and lost, to-wit:

A bill for the relief of Administrators, Executors, etc.

Also, a bill to repeal an act entitled an act to relieve certain officers and soldiers of the late Confederate States from certain disabilities.

Also, the bill to protect growing crops from levy and sale under foreclosure of mortgages, and to encourage the cultivation of mortgagee's crops.

The Senate bill to incorporate the Schofield Rolling Mill Company, was read the second time, and ordered to be engrossed.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following bills:

A bill to be entitled an act to incorporate the Central Georgia Mutual Life Insurance Company.

Also, a bill to be entitled an act of incorporation of the Georgia Fire and Marine Insurance Company.

The House went into committee of the whole, Mr. Hudson in the chair, on the bill to appropriate a fund to remove obstructions from the Savannah river, between the cities of Augusta and Savannah, and having spent some time therein, the committee arose and reported the same back to the House without amendments.

On motion of Mr. Darnell, of Pickens, said bill was indefinitely postponed.

The House took up the report of the committee on the bill to be entitled an act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial Circuit of Georgia, and for other purposes therein mentioned.

The report was agreed to, and the bill passed.

The House took up the report of the committee on the bill to relieve Seaborn Montgomery, and others, as securities upon the bond of Henry L. Tison, Tax Collector of Schley county, so far as relates to the Convention Tax.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the county line between the counties of Clay and Calhoun.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act to incorporate the Georgia Western Railroad Company.

The report was agreed to, and the bill passed.

The House took up the report of the committee on the bill to change the line between the counties of Floyd and Gordon.

The report was agreed to, and the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of George D. Whitfield.

The report was agreed to, and the bill was read the third time and passed.

The House took up the report of the committee on the bill to exclude certain lands from the corporate limits of the town of Ringgold.

The report was agreed to, the bill was read the third time and passed.

The Senate bill for the relief of physicians and freedmen, was laid on the table.

Mr. Darnell, of Pickens, moved to suspend the rule to

enable him to introduce a resolution authorizing the Treasurer to pay clerks of committees, which motion was lost.

The House took up the report of the committee on the bill to regulate the amount of official bonds for the county of Wilkes.

The report was agreed to, which being adverse, the same was lost.

The bill to provide for the collection of debts in certain cases, was withdrawn.

Also, the bill to carry into effect the 13th section, 5th article of the Constitution.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate adheres to their amendment to paragraph nine, section second, of House bill to be entitled an act to levy and collect a tax for the support of the government for the year 1868, and for other purposes, and have appointed as a committee of conference to act with a similar committee from the House, Messrs. Burns, Winn and Smith of the 7th.

The following bills were read the third time and lost, to-wit :

A bill to compel plaintiffs in *fi. fus.* to pay in advance the fees for advertising levies in certain cases.

Also, the bill for the relief of James J. Miller, of the county of Fulton.

Also, the bill to change section 1456 of Irwin's Code of Georgia, so as to require worm fences to be four feet high.

Also, the bill to regulate the bonds of county officers in the State of Georgia.

Also, the bill to make uniform all election tickets at elections in this State.

Also, the bill declaring Carey J. Thornton eligible to the office of Solicitor General.

Also, the bill to amend article 410 of Irwin's Code.

Also, the bill to induce immigration, increase the active capital of the State in mining, manufacturing, banking, and internal improvement and agricultural interests, etc., for which the committee had reported a substitute.

The report was disagreed to, and the bill lost.

The committee appointed on the part of the House, under the Senate resolution, to consider the resolution upon the subject of adjournment, etc., are Messrs. Hudson, Chambers, Lee, Byne and McComb.

On motion, the House adjourned until 10 o'clock to-morrow morning.

THURSDAY, September 24, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Brantley.

Mr. Hall, of Meriwether, moved the reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the bill to loan the credit of the State to the South Georgia & Florida Railroad Company, upon which motion the ayes and nays were required to be recorded, and resulted in ayes, 71; nays, 71.

Those voting in the affirmative, are Messrs :

Anderson,	George,	Nunn,
Ballanger,	Glover,	Page,
Barclay,	Gober,	Parke, of Greene,
Barrett,	Gray,	Pearson,
Bethune,	Hall, of Meriwether,	Pepper,
Bradford,	Harkness,	Prudden,
Brewster,	Harrison, of	Rainey,
Brinson,	Franklin,	Rawls,
Burton,	Harris,	Salter,
Butt,	Harper, of Sumter,	Saussey,
Byne,	Harper, of Terrell,	Scott, of Columbia,
Caldwell,	Holden,	Scott, of Floyd,
Carpenter, of	Hook,	Seale,
Hancock,	Hooks,	Shackleford,
Clarke,	Hudson,	Shumate,
Cleghorn,	Hughes,	Smith, of Ware,
Cloud,	Hundley,	Smith, of Macon,
Davis,	Kelley,	Sorrells,
Drake,	Kimbrough,	Sparks,
Felder,	Kytle,	Tate,
Flournoy,	Lindsay,	Turnipseed,
Ford,	Long,	Wilcher,
Fowler,	Madden,	Wilson,
Franks,	Madison,	Zellner.
Fryer,	Nash,	

Those voting in the negative, are Messrs :

Allen, of Hart,	Carson,	Farmer,
Atkins,	Chambers,	Fincanon,
Ayer,	Cobb,	Fitzpatrick,
Barnum,	Cunningham,	Geiger,
Bennett,	Darnell,	Gullatt,
Brassell,	Donaldson,	Hall, of Bulloch,
Brown,	Ellis, of Gilmer,	Hall, of Glynn,
Bryant,	Ellis, of Spaulding,	Hamilton,
Burtz,	Erwin,	Harden,
Carpenter, of Pierce,	Evans,	Higdon,

Hillyer,	Nisbet,	Sewell,
Hitchcock,	O'Neal, of Lowndes,	Sisson,
Hopkins,	Osgood,	Smith, of Charlton,
Humber,	Paulk,	Strickland,
Johnson, of Towns,	Penland,	Taliaferro,
Kellogg,	Perkins, of Dawson,	Tumlin,
Lane,	Phillips,	Tweedy,
Lastinger,	Price,	Walthal,
Lee,	Read,	Warren, of Quitman,
McArthur,	Rice,	Watkins,
McCormick,	Rosser,	Williams, of Dooly,
Maxwell,	Rouse,	Williams, of
Maul,	Rumph,	Haralson,
Morgan,	Scroggins,	Mr. Speaker.

Ayes, 71; nays, 71. There being a tie, the Speaker voted in the negative, and the motion to reconsider was lost.

Mr. Darnell, of Pickens, moved a reconsideration of so much of the Journal of yesterday, as relates to the action of the House on the bill to relieve Seaborn Montgomery and others, as securities, upon the bond of Henry L Tison, Tax Collector of Schley county, etc., which motion was lost.

Mr. Saussey, of Chatham, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the bill to appropriate a fund to remove obstructions from the Savannah river, between the cities of Augusta and Savannah, upon which motion the ayes and nays were required to be recorded, and resulted in ayes, 37; nays, 102.

Those voting in the affirmative, are Messrs :

Allen,	Hillyer,	Phillips,
Barclay,	Humber,	Price,
Barnum,	Hundley,	Rice,
Barrett,	Kelley,	Saussey,
Bryant,	Kellogg,	Sisson,
Burton,	McCormick,	Smith, of Macon,
Byne,	McComb,	Sparks,
Carpenter, of	Madden,	Taliaferro,
Hancock,	Maul,	Tate,
Carson,	Morgan,	Tumlin,
Grimes,	Osgood,	Tweedy,
Hall, of Glynn,	Parke, of Greene,	Warren, of
Hamilton,	Pearson,	Quitman.

Those voting in the negative, are Messrs :

Anderson,	Bradford,	Burtz,
Ayer,	Brassell,	Butt,
Ballanger,	Brewster,	Caldwell,
Bennett,	Brinson,	Carpenter, of Pierce
Bethune,	Brown,	Chambers,

Clarke,	Harrison, of	Paulk,
Cleghorn,	Franklin,	Penland,
Cloud,	Harris,	Pepper,
Cobb,	Harper, of Sumter,	Perkins, of
Cunningham,	Harper, of Terrell,	Cherokee,
Darnell,	Harden	Perkins, of Dawson,
Davis,	Higdon,	Prudden,
Drake,	Hill,	Rosser,
Donaldson,	Hitchcock,	Rouse,
Duncan,	Holden,	Rumph,
Ellis, of Gilmer,	Hook,	Salter,
Ellis, of Spaulding,	Hooks,	Scott, of Columbia,
Erwin,	Hopkins,	Scott, of Floyd,
Evans,	Hudson,	Seale,
Felder,	Hughes,	Shackleford,
Fincanon,	Johnson, of Towns,	Shumate,
Fitzpatrick,	Kyle,	Smith, of Charlton,
Flournoy,	Lane,	Smith, of Ware,
Fowler,	Lastinger,	Sorrells,
Franks,	Lee,	Strickland,
Fryer,	Lindsay,	Turnipseed,
George,	Long,	Walthal,
Geiger,	McArthur,	Watkins,
Glover,	Madison,	Walcher,
Gober,	Maxwell,	Williams, of Dooly,
Gray,	Nash,	Williams, of
Gullatt,	Nisbet,	Haralson,
Hall, of Bulloch,	Nunn,	Wilson,
Hall, of Meriwether,	O'Neal, of Lowndes,	Zellars.
Harkness,	Page,	

Ayes, 37 ; nays, 102. So the motion was lost.

Mr. Bethune moved to reconsider so much of the Journal of yesterday as relates to the action of the House on the bill declaring Carey J. Thornton eligible to the office of Solicitor General, which motion prevailed.

Mr. Duncan, of Houston, moved to reconsider so much of the Journal as relates to the action of the House upon the bill to make election tickets uniform at all elections in this State.

The previous question was called and sustained, and the motion to reconsider prevailed.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following bills:

A bill to be entitled an act to fix the compensation for taking down, in writing, evidence on charges of felony.

Also, a bill to be entitled an act to change the line between the counties of Randolph and Terrell, so as to include the residence and farm of James W. Bone, within the limits of Terrell county.

Also, a bill to be entitled an act to extend the aid of the State to the Macon and Augusta Railroad Company.

Also, a bill to be entitled an act to legalize certain marriages, and relieve the parties thereto from pains and penalties.

They have also passed by a constitutional majority of yeas 24, nays, 11, over the veto of the Governor, the bill to be entitled an act to organize the municipal government of the city of Augusta.

They have also passed a bill to be entitled an act for the relief of Andrew Gay, of Emmanuel county, Georgia.

Also, a bill to be entitled an act to incorporate the Turtle River and Screven Railroad Company.

Also, a bill to be entitled an act to amend the 2489 paragraph of the new Code of Georgia, and to allow sureties on Administrators' bonds, to make returns in certain cases.

Also, a bill to be entitled an act to authorize the sale of the real estate of the Fletcher Institute, and to re-invest the proceeds of the said sale.

The following message was received from his Excellency, the Governor, by Mr. Davis, his Secretary, to-wit:

Mr. Speaker: I am directed by the Governor to deliver to the House of Representatives a communication in writing, with accompanying document.

On motion, said communication was taken up and read, and is as follows:

EXECUTIVE DEPARTMENT,

ATLANTA, GEORGIA, September 24, 1868.

To the House of Representatives:

A bill entitled an act to consolidate and amend the several acts incorporating the town of Lumpkin, county of Stewart, and to grant certain privileges to the same, is herewith respectfully returned without the approval of the Executive.

Said bill being repugnant to the Constitution, it is respectfully requested that it be reconsidered, and the Constitutional objections withdrawn therefrom.

By its first section, it is provided that the qualifications of electors thereof shall be such as are required for the electors to the General Assembly; and *in addition thereto*, residence in the corporate limits of said town for a period of three months next preceding the election; and every voter when challenged, shall take the oath required of voters for the General Assembly, and *an additional oath*, that he has resided within the corporate limits of the corporation three months next preceding the election, and has paid all taxes required of him *by said corporation*.

The only limit which is, or can be, constitutionally placed upon the right of an elector to participate in any election in this State, is found in the second section of the second article of the Constitution, which prescribes a residence in the State for six months next preceding the election, and thirty days in the county in which he offers to vote, and to have paid all taxes which may have been required of him, and which he may have had an opportunity of paying, agreeably to law, for the year next preceding the election. The only exceptions to this are, "that no soldier, sailor, or marine, in the service of the United States, shall acquire the rights of an elector by reason of being stationed on duty in this State, and that no person shall vote, who, if challenged, shall refuse to take the following oath: "I do swear that I have not given or received, nor do I expect to give or receive any money, treat, or anything of value, by which my vote is expected to be affected at this election; nor have I given, or promised any reward, or made any threat, by which to prevent any person from voting at this election."

This bill would exclude from the privilege of the franchise, persons who had not lived within the corporate limits three months preceding the election, and who could not take *the additional oath*, that they had paid all taxes required of them *by said corporation*. It is, therefore, in conflict with the Constitution, by reason of its limiting the franchise to those who can take a special oath, not provided for in the Constitution.

It may be argued that the corporation of the town is the creation of the General Assembly, and that, therefore, it is within the province of that body to prescribe any and all of the conditions, or rights and privileges of persons living within such corporation; but that this argument would not be well founded, will, I think, be admitted, when we reflect that if well taken, it would confer upon the General Assembly, the power to say that corporations might limit the franchise to white persons, or, to persons worth not less than five hundred dollars in real estate, situated within the corporate limits, or any such similar condition equally violative of the Constitution of the State.

While it is argued that the corporation is the creature of the General Assembly, and that laws shall prescribe how and when corporate authority shall be exercised, it certainly will not be urged that this authority shall extend so far as to deprive any honest elector, however humble or poor his condition, of his constitutional right to participation in the choice of those who are to exercise authority over him.

The bill is further objectionable in that, by the twelfth section, the Mayor and Aldermen shall have the *exclusive*

right to authorize the retailing of spirituous liquors * * * * to tax the same, * * * * *, to tax all peddlers, billiard tables, ten-pin alleys, and all other games kept or played within the corporate limits of said town, etc.

The granting of this exclusive privilege to authorize the sale of, and the tax upon spirituous liquors and billiard tables, would, if effective, preclude the right of the State to levy and collect within such corporate limits, the State tax for educational purposes, as authorized by the third paragraph of the sixth article of the Constitution.

By the sixteenth section of the bill, said corporation shall have power to issue executions, which shall bind all the property of defaulters, from the date thereof, for such taxes as may be assessed under the provisions of the act, etc.; and, after reciting that said execution shall be made effective by Sheriff's sale after thirty days notice, the section further provides, "that said defaulter be guilty of a misdemeanor, and compelled to work on the streets of the town, under the direction of the Marshal, at one dollar per day, until said tax be paid."

It must be admitted by all fair minded men, that, when the taxation authorized by the act shall have become so onerous as to compel the peremptory sale of all the real and personal property of the person taxed, to require, in addition to the loss imposed by such sale, that he shall be treated as a *felon*, and forced to work in a chain-gang on the streets, at one dollar per day, until he works out the amount of the tax so levied, is certainly not in harmony with the spirit of a Constitution which prohibits imprisonment for debt.

Believing that these several objections have escaped the attention of a majority of your body, I respectfully invite further consideration of the bill.

RUFUS B. BULLOCK,
Governor.

On motion, the bill vetoed by his Excellency, the Governor, was taken up, but, on motion, was laid on the table for the present.

The Speaker appointed on the Committee of Conference on the Senate amendment to the General Tax bill, Messrs. Scott, of Floyd, Tumlin, of Randolph, Tweedy, of Richmond, Rice, of Columbia, and Shumate, of Whitfield.

Leave of absence was granted to Mr. Sewell, of Coweta, for a few days, on special business; and to Mr. McDougald, who is confined to his room by sickness.

Mr. Hall, of Glynn, offered a resolution for the appointment of a committee to join such committee as may be appointed by the Senate, to confer with the Governor upon the subject of raising funds to pay off the officers and members of the General Assembly, which was read and adopted.

The House took up the special order to-wit:

The report of the committee on the bill to loan the credit of the State to the Savannah, Griffin and North Alabama Railroad Company.

The report of the committee was agreed to, the bill was read the third time, and on its passage the ayes and nays were required to be recorded, and resulted in ayes, 64; nays, 63.

Those voting in the affirmative, are Messrs:

Allen,	Farmer,	O'Neal, of Lowndes,
Atkins,	Fincanon,	Osgood,
Ayer,	Fitzpatrick,	Pearson,
Barnum,	Franks,	Phillips,
Barrett,	Geiger,	Price,
Bennett,	Grimes,	Prudden,
Brassell,	Hamilton,	Read,
Brinson,	Harrison, of	Saussey,
Bryant,	Franklin,	Scroggins,
Burton,	Harden,	Sewell,
Burtz,	Hopkins,	Smith, of Macon,
Caldwell,	Humber,	Sparks,
Carson,	Kellogg,	Strickland,
Chambers,	Lane,	Taliaferro,
Cloud,	Lee,	Tumlin,
Cunningham,	Long,	Vinson,
Darnell,	McCormick,	Walthal,
Davis,	McComb,	Williams, of
Duncan,	Madden,	Harralson,
Ellis, of Spaulding,	Maxwell,	Williams of Morgan,
Erwin,	Maull,	Zellars,
Evans,	Morgan,	Zellner.

Those voting in the negative are, Messrs :

Anderson,	George,	Johnson, of Towns,
Ballanger,	Glover,	Kelley,
Brewster,	Gober,	Kimbrough,
Buchan,	Gray,	Lastinger,
Butt,	Gullatt,	McArthur,
Byne,	Hall, of Bulloch,	Madison,
Carpenter, of Pierce,	Harkness,	Nash,
Carpenter, of	Harris,	Nunn,
Hancock,	Harper, of Sumter,	Parke, of Greene,
Cobb,	Harper, of Terrell,	Paulk,
Drake,	Higdon,	Penland,
Donaldson,	Hill,	Pepper,
Ellis, of Gilmer,	Hillyer,	Perkins, of
Felder,	Hook,	Cherokee,
Flournoy,	Hooks,	Perkins, of
Fowler,	Hudson,	Dawson,
Fryer,	Hundley,	Rainey,

Rawls,	Shumate,	Warren, of
Rosser,	Smith, of Charlton,	Quitman,
Rumph,	Smith, of Ware,	Wilcher,
Salter,	Sorrells,	Williams, of Dooly,
Scott, of Floyd,	Turnipseed,	Wilson.
Shackleford,		

Ayes 64; nays, 63. So the bill was passed.

Leave of absence was granted to Messrs. Cloud, of Clayton, Sewell, of Coweta, Duncan, of Houston, Ellis, of Spaulding, Darnell, of Pickens, for a few days, on special business; and to Messrs. Powell, of Decatur, and Kellogg, of Forsyth, on account of sickness; and to Mr. Pearson, of Hancock, until Tuesday next, on special business.

On motion the House took a recess until 3 o'clock, P. M.

THURSDAY AFTERNOON.

3 o'clock, P. M.

The House reassembled and took up the bill to exempt the physicians of Jefferson county from serving on juries, etc., which, on motion, was laid on the table.

On motion the rule was suspended, when Mr. Hudson, of Harris, offered the following resolution, which was taken up, read and adopted, to-wit:

Resolved, Unless notice is given at the time a bill shall pass, the Clerk shall transmit the same immediately to the Senate, that the business of the House may be facilitated.

The House took up the report of the committee on the bill to incorporate the Memphis Branch Railroad Company, and to grant certain powers and privileges to the same, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the first section of article ten of the Constitution of this State.

The report of the committee was agreed to, the bill was read the third time, and on its passage the ayes and nays were required to be recorded, and resulted in ayes, 82; nays, 37.

Those voting in the affirmative, are Messrs :

Anderson,	Geiger,	Paulk,
Ballanger,	Glover,	Pearson,
Barnum,	Gober,	Prudden,
Barrett,	Gray,	Rainey,
Bethune,	Hall, of Bulloch,	Rawls,
Brassell,	Hall, of Glynn,	Rice,
Brewster,	Hall, of Meriwether,	Rosser,
Brinson,	Hamilton,	Rouse,
Brown,	Harkness,	Rumph,
Burton,	Harrison, of	Saussey,
Butt,	Franklin,	Scott, of Columbia,
Byne,	Harper, of Sumter,	Seale,
Carpenter, of	Higdon,	Shackleford,
Pierce,	Hill,	Smith, of Ware,
Carpenter, of	Hillyer,	Smith, of Macon,
Hancock,	Holden,	Sorrells,
Chambers,	Hooks,	Sparks,
Clarke,	Hopkins,	Surrency,
Drake,	Hudson,	Tate,
Duncan,	Hundley,	Warren, of Quitman,
Ellis, of Spaulding,	Kelley,	Watkins,
Erwin,	Kimbrough,	Wilcher,
Evans,	McComb,	Williams, of
Farmer,	Madison,	Dooly,
Felder,	Maxwell,	Williams, of
Fitzpatrick,	Nunn,	Morgan,
Flournoy,	O'Neal, of Lowndes,	Wilson,
Fowler,	Page,	Zellner.
George,		

Those voting in the negative, are Messrs :

Ayer,	Harris,	Perkins, of Dawson,
Beard,	Harden,	Price,
Bennett,	Hook,	Read,
Bradford,	Johnson, of Towns,	Scott, of Floyd,
Carson,	Kyle,	Shumate,
Cleghorn,	Lee,	Sisson,
Cunningham,	Long,	Smith, of Charlton,
Davis,	McCormick,	Strickland,
Donaldson,	Nash,	Taliaferro,
Ellis, of Gilmer,	Osgood,	Walthal,
Fincanon,	Penland,	Williams, of
Ford,	Perkins, of	Haralson,
Gullatt,	Cherokee,	Zellars.

Ayes, 82; nays, 37. So the bill was passed by a two-third vote.

The House went into committee of the whole, Mr. Hudson in the chair, on the bill to appropriate money for the burial of the Confederate dead, and having spent some time

therein, the committee arose and reported the same back to the House without amendment.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of John Foster, William Foster, Seaborn K. O'Neal and John L. O'Neal.

The report was disagreed to, and the bill lost.

The bill to compensate Ordinaries for administering the amnesty oath was indefinitely postponed.

Also, a bill to regulate the publication of legal notices.

Also, the bill to appropriate money for the payment of a claim of Dr. Matthews.

Also, the bill to authorize the Court of Ordinary, in conjunction with commissioners of Camden county, to levy a special tax for school purposes, and to regulate the same.

The following bills were read the third time and lost, to-wit:

A bill to amend the 3178th section of the Code of Georgia, known as Irwin's Code.

Also, the bill to prevent delays by continuances in the courts of this State by parties claiming surprise, on account of amendments, to the pleadings.

The House took up the report of the committee on the bill to prohibit the carrying of concealed weapons.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to regulate the costs and fees of Justices of the Peace and Constables, and define their powers and duties in certain cases. The report was agreed to, and the bill lost.

On motion, the rule was suspended, when Mr. Morgan offered a resolution authorizing the Governor to take possession of all bonds and currency belonging to the State, which was read and adopted.

The following bills were read the third time and passed, to-wit:

A bill to incorporate the Turtle River and Screven Railroad Company.

Also, a bill to authorize John Overstreet to establish a fishery on the Tatnall side of the Altamaha river, etc.

Also, the bill to change the line between the counties of Berrien and Irwin.

Also, the bill for the relief of criminals in the prisons of this State for inability to pay fines and costs, etc.

Also, the bill to incorporate the Manufacturing, Marine, Railway, Commercial and Dry Dock Company of Brunswick.

Also, the bill to define the jurisdiction of the courts of this State in suits against Railroad Companies.

Mr. Hudson, from the Committee on Adjournment, presented the following report:

Resolved, That the present session of the General Assembly do adjourn *sine die* on Tuesday, the 6th of October next at 12 o'clock, M.

On motion, the report was agreed to, and the resolution adopted.

The House took up the report of the committee on the bill to provide for the registration of the voters of Atlanta, etc.

The report of the committee was agreed to, the bill was read the third time and passed.

The following bills were read the third time and lost.

A bill to be entitled an act to repeal the fourth and fifth sections of an act incorporating the Manual Labor School at Cave Spring, Van's Valley, Floyd county, Georgia, assented to December 21, 1839.

Also, a bill to permit officers in all criminal prosecutions to collect their costs at the conclusion of a committal trial.

Also, a bill for organizing and calling into service the militia of the State of Georgia.

Also, a bill to prevent plaintiffs from dismissing their cases where the consideration is a slave or slaves, or the hire thereof, without the consent of the defendant.

The following bills were introduced, and read the first time, to-wit:

By Mr. Kellogg, of Forsyth, a bill to authorize the Treasurer to pay Daniel Graham the sum of two hundred dollars.

By Mr. Carpenter, of Hancock, a bill to provide for the payment of the interest now due and to mature on the bonds of the State for the fiscal year 1868.

By Mr. Glover, of Jasper, a bill to amend the 526th section c Irwin's Code, etc.

The House took up the report of the committee on the bill to legalize the acts of the Hon. John T. Clarke, Judge of the Superior Court of the Pataula Circuit, while holding the Superior Court of the county of Stewart at the April term, 1868.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Macon Street Railroad Company, etc.

The report of the committee was agreed to, the bill was read the third time and passed.

The following Senate bills were read the first time, to-wit:

A bill to incorporate the Griffin Loan, Trust and Savings Institution.

Also, a bill to legalize certain marriages, and relieve the parties thereto from pains and penalties.

Also, a bill to amend the charter of the city of Albany.

Also, a bill to amend the charter of the Macon and Augusta Railroad Company.

Also, a bill to increase the capital and define the powers of the Georgia Railroad and Banking Company.

Also, a bill to amend the 2489th paragraph of the new Code of Georgia, and to allow sureties on Administrator's bonds, to make returns in certain cases.

Also, a bill for the relief of Anderson Gay, of Emmanuel county.

Also, a bill to incorporate the Georgia Fire and Marine Insurance Company.

Also, a bill to incorporate the Macon Street Railroad Company.

Also, a bill to incorporate the Georgia Loan and Trust Company.

Also, a bill to incorporate the Georgia Marble Works, and for other purposes therein specified.

Also, a bill to carry into effect article 1, section 23, of the Constitution of this State, and for other purposes therein mentioned.

Also, a bill to extend the aid of the State to the Macon and Augusta Railroad Company

Also, a bill to change the line between the counties of Randolph and Terrell, so as to include the residence and farm of James W Bone, etc.

Also, a bill to incorporate the Dawson Manufacturing Company.

Also, a bill to incorporate the Central Georgia Mutual Life Insurance Company.

Also, a bill to incorporate the Turtle River and Screven Railroad Company.

Also, a bill to authorize the sale of the real estate of the Fletcher Institute, and re-invest the proceeds of the same.

Also, a bill to incorporate the Fort Valley Loan and Trust Company.

The House bill to incorporate the Dublin Manufacturing Company, and to confer certain privileges thereon, was read the second time, and referred to the Committee on Manufactures and Internal Improvements.

On motion, the rule was suspended, when Mr. Sparks, of Bibb, offered a resolution ratifying the sale of the court

house and jail lot in the city of Macon, etc., which was taken up, read and adopted.

The Speaker announced the committee appointed under the resolution to confer with the Governor upon the subject of raising funds to pay off the members and officers of the General Assembly, as follows: Hall, of Glynn, Pearson, of Hancock, Taliaferro, of Fulton, Parke of Greene, and Sparks, of Bibb.

On motion, the House adjourned until 10 o'clock to-morrow morning.

FRIDAY, September 25, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Brantly.

Mr. Scott, of Floyd, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill to alter and amend the first section of article tenth of the Constitution of this State.

Upon which motion, the ayes and nays were required to be recorded, and resulted in ayes, 50; nays, 87

Those voting in the affirmative, are Messrs:

Allen,	Fincanon,	Parke, of Greene,
Ayer,	Fryer,	Penland,
Beard,	Gober,	Perkins, of
Bell,	Gullatt,	Cherokee,
Bennett,	Harris,	Perkins, of
Brassell,	Harden,	Dawson,
Brinson,	Hillyer,	Read,
Bryant,	Hook,	Salter,
Caldwell,	Hughes,	Scott, of Floyd,
Carpenter, of Pierce,	Johnson, of Towns,	Shumate,
Carson,	Kellogg,	Sisson,
Clarke,	Kyle,	Smith, of Charlton,
Cleghorn,	Lee,	Strickland,
Cunningham,	Long,	Tweedy,
Darnell,	McCormick,	Walthal,
Davis,	Nash,	Williams, of
Donaldson,	Nisbet,	Haralson,
Ellis, of Gilmer,	Osgood,	Zellars.
Erwin,		

Those voting in the negative, are Messrs :

Anderson,	Hall, of Glynn,	Paulk,
Ballanger,	Hall, of Meriwether,	Pepper,
Barnum,	Hamilton,	Phillips,
Barrett,	Harkness,	Prudden,
Bethune,	Harrison, of	Rainey,
Bradford,	Franklin,	Rawls,
Brewster,	Harper, of Sumter,	Rice,
Brinson,	Harper, of Terrell,	Rosser,
Brown,	Higdon,	Rouse,
Buchan,	Hill,	Rumph,
Burton,	Hitchcock,	Saussey,
Burtz,	Holden,	Scott, of Columbia,
Byne,	Hooks,	Seale,
Carpenter, of	Hopkins,	Shackleford,
Hancock,	Hudson,	Smith, of Ware,
Chambers,	Humber,	Smith, of Macon,
Cobb,	Kimbrough,	Sorrells,
Drake,	Lane,	Sparks,
Evans,	Lastinger,	Surrency,
Felder,	Lindsay,	Tate,
Fitzpatrick,	McArthur,	Tumlin,
Flournoy,	McCullough,	Turnipseed,
Fowler,	McComb,	Warren, of
Franks,	Madison,	Quitman,
George,	Maxwell,	Watkins,
Geiger,	Maul,	Wilcher,
Glover,	Morgan,	Williams, of Dooly,
Gray,	Nunn,	Williams, of Morgan,
Grimes,	O'Neal, of Lowndes,	Wilson,
Hall, of Bulloch,	Page,	Zellner.

Ayes, 50 ; nays, 87.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have concurred in the following House resolution :

A resolution appointing a joint committee of three from the Senate, and five from the House of Representatives, to confer with his Excellency, the Governor, in relation to paying off the officers and members of the General Assembly, and they have appointed as the committee on the part of the Senate, Messrs. Harris, Nunnally and Fain, and I am directed to transmit the same forthwith to the House.

They have also passed the following bills :

A bill to be entitled an act to exempt from jury duty certain members of the Fire Companies in the city of Albany, and the Merchants' and Mechanics' Fire Company, of the city of Milledgeville.

Also, a bill to be entitled an act to incorporate the Georgia and Alabama Life Insurance Company.

Also, a bill to be entitled an act to incorporate the Southern Life Insurance Company.

Mr. O'Neal, Chairman of the Committee on the Judiciary, submitted the following report:

Mr. Speaker: The Committee on the Judiciary have had under consideration, the following bills, to-wit:

A bill to be entitled an act to repeal sections 4464, 4465, 4466 and 4467 of Irwin's Code of Georgia. The committee recommend this bill do pass.

Also, the bill to be entitled an act to allow and authorize Guardians to invest the funds of their wards, in lands, railroad or other stock, under certain restrictions. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to amend the 4538 section of Irwin's Code. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to amend the charter of Princeton Factory. The committee recommend this bill do pass

Also, a bill to be entitled an act to amend the 4813 section of the Revised Code of Georgia, to extend the criminal jurisdiction of the City Court of Savannah, and for other purposes. The committee recommend this bill do pass.

Also, a bill to be entitled an act to empower Justices of the Peace to try cases of simple larceny, of the first, second and third classes, as per Irwin's Code, section 4326. The committee recommend this bill do not pass.

Also, a bill to be entitled an act for the relief of Jane E. Sims, and to constitute her a *feme sole* as to her separate property. The committee recommend this bill do pass.

Also, a bill to be entitled an act to establish pauper farms, or houses of refuge in the several counties of the State. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to reduce the bonds of county officers of Meriwether county. The committee recommend this bill do not pass.

Also, a bill to be entitled an act for the relief of Richard Johnson, of Houston county. The committee recommend this bill do not pass.

Also, a bill to be entitled an act for the relief of Nancy Jones, of Paulding county. The committee recommend this bill do pass.

Also, a bill to be entitled an act to empower Mrs. S. A. Cook, to act as guardian for her minor child. The committee recommend this bill do not pass.

Also, a bill for the relief of the people from usurious contracts made with Loan and Building Associations, and for other purposes. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to compel common carriers to provide equal accommodation for passengers, without discrimination, and for other purposes. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to allow the State tax of Fayette county, for 1866, for building a jail house in said county. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to organize county Commissioners for the county of Chatham, define their duties and jurisdiction, and for other purposes. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to authorize Ordinaries, Clerks of the Superior Courts of the several counties of this State, to perform the marriage ceremony. The committee recommend this bill do not pass.

Also, a bill entitled an act to prevent injury to, or destruction of growing crops in enclosed fields in this State, by persons fishing, or hunting game in the same, without the consent of the owner, or occupier of said fields. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to repeal an act to extend the provisions of the act to amend the several acts now in force to regulate the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for the mode of collecting the same, approved January 22d, 1852, to the county of Fulton, approved March 1st, 1856, so far as said act applies to the county of Fulton. The committee recommend this bill do pass.

Also, a bill to be entitled an act to punish trespassers on lands belonging to the State of Georgia, to companies or individuals. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to reduce the bond of the Sheriff of Jefferson county, to five thousand dollars. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to raise funds by taxation to build a common jail in the county of Bibb, and to authorize the building of the same, and for other purposes. The committee recommend this bill do pass.

Also, a bill to be entitled an act to alter and amend 3798 of Irwin's Code of Georgia. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to relieve R. L. Rogers, of

the county of Bartow. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to authorize and require the Trustees of the University of Georgia, to provide a College for the Benefit of Agriculture and the Mechanic Arts, in the State of Georgia, under acts of Congress approved, respectively, 2d July, 1862, and 14th April, 1864, and for other purposes. The committee recommend this bill be referred to the Committee on Education.

Also, a bill to be entitled an act to amend 2573 section of Irwin's Code of Georgia. The committee recommend this bill do not pass.

JOHN W O'NEAL,
Chairman.

Mr. Hall, Chairman of the Committee on Finance, submitted the following report:

Mr. Speaker: The Committee on Finance have had under consideration, a bill to be entitled an act for raising a revenue for the latter half of the political year eighteen hundred and sixty-eight, and to appropriate money for the support of the Government during said half year, and to make certain special appropriations, and for other purposes mentioned therein, which they recommend do pass as amended.

The committee have also had under consideration, a preamble and resolutions, requesting the appointment of a joint committee on the part of the House and Senate, "to investigate grave and serious charges of embezzlement, speculation and fraud, daily made, and hourly intended, against former officers" of this State, the adoption of which they unanimously recommend.

W H. F. HALL,
Chairman.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following resolution, to-wit:

A resolution appointing a joint committee of three from the Senate, and five from the House of Representatives, to confer with his Excellency, the Governor, in relation to paying off the members and officers of the General Assembly.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following House bill with an amendment thereto, in which amendment they ask the concurrence of the House:

A bill to be entitled an act to amend the charter of the Savannah, Skidaway and Seaboard Railroad, and for other

purposes. All of which I am directed to transmit forthwith to the House.

Mr. Holden, Chairman of the Committee on Enrollment, made the following report :

Mr. Speaker: The Committee on Enrollment report as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit :

An act to loan the credit of the State to the South Georgia and Florida Railroad Company, and for other purposes.

W. H. HOLDEN,
Chairman.

Leave of absence was granted to Mr. Harden after to-morrow, and to Mr. Williams, of Haralson, for a few days, on account of sickness in their families; to Mr. Barclay, on account of sickness; to Mr. Taliaferro, on account of the death of one of his family; to Mr. Williams, of Morgan, for to-morrow; and to Mr. Williams for the balance of the session after Friday next.

Mr. Hall, of Glynn, chairman of the committee appointed to confer with the Governor, submitted the following report:

The committee appointed by the House, after a conference with his Excellency, the Governor, upon the subject of devising means of paying off the members and officers of the General Assembly, beg leave to make the following report :

His Excellency informs us that he has made arrangements to pay this General Assembly in currency up to the 6th of October; that, not desiring to presume or insist upon an adjournment on that day, he informed your committee that if the session was prolonged, new arrangements would have to be made for additional payment.

We are also authorized to state to this House that each member and officer of this General Assembly may receive \$150 from the State Treasurer on Saturday, 26th inst.

R. B. HALL,
Chairman.

Mr. Harper, of ———, reported a bill to authorize the Auditor of the Western and Atlantic Railroad, to pay T. C. McCrary one hundred dollars per quarter from the Treasurer of said road.

The House went into committee of the whole, Mr. Hudson in the chair, on the bill to be entitled an act to provide for raising a revenue for the latter half of the political year 1868, and to appropriate money for the support of the government during said half year, and to make certain special appropriations, and having spent some time therein, the

committee arose and reported the same back to the House with progress, and asked leave to sit again.

On motion, the House took a recess until 3 o'clock, P M.

FRIDAY AFTERNOON.

3 o'clock, P M.

The House re-assembled.

On motion, the rule was suspended, when Mr. Scott, of Floyd, reported a bill to be entitled an act to create a Department of Agriculture and Immigration for the State of Georgia.

The bill creating a Board of Commissioners for the county of Liberty, and define the powers and duties of the same, was read the second time, and referred to the Committee on the Judiciary.

Also, a joint resolution authorizing his Excellency, the Governor, to accept the surrender of the Planters' Bank of the State of Georgia.

The bill to provide for the payment of the interest now due, or to mature, on the bonds of the State for the fiscal year 1866, was read the second time, and referred to the Committee on Finance.

The Senate bill to exempt from jury duty certain members of the fire companies in the city of Albany, and the Merchants and Mechanics Fire Company of the city of Milledgeville, was read the first time.

Leave of absence was granted to Messrs. Maxwell, of Henry, and Hughes, of Twiggs, on account of special business; and to Mr. Hardin, Clerk, for to-morrow, on special business.

The House took up the report of the committee on the bill from the Senate to provide for the levying and collection of a tax for the payment of costs due to Clerks and Sheriffs in insolvent criminal cases in certain counties therein mentioned.

On motion of Mr. Morgan, of Dougherty, the county of Baker was struck out.

The report of the committee, as amended, was agreed to, the bill was read the third time and passed.

The House went into committee of the whole, Mr. Hudson in the chair, on the unfinished business of the morning session, to-wit: the general appropriation bill, and having spent some time therein, the committee arose and reported the bill back to the House with amendments.

Mr. Flournoy moved to add the words "in currency" to each appropriation, where the law does not require specie to be paid, and where specie is required, add the words "or its equivalent in currency," which amendment was agreed to.

Mr. Fitzpatrick moved to amend as follows :

Resolved, That the Representatives occupying seats lately vacated by the colored members, receive pay for the time they have been actually engaged in *duties here*, or from the time the seats were vacated by colored members, and mileage one way, and that the families of the late deceased honorable members of this House receive their *per diem* pay, and mileage allowed by this House during the present session.

On motion of Mr. Hudson, of Harris, the questions embraced in the resolution were divided, and pending the discussion upon the former portion thereof, the House adjourned until 10 o'clock to-morrow morning.

SATURDAY, September 26, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Brantly.

On motion, the rule was suspended, and the House took up the report of the committee on the bill to be entitled an act to authorize the Treasurer to make an advance to the Public Printer.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Price, of Lumpkin, offered a resolution for the appointment of a committee on retrenchment, whose duty it shall be to report at the next session of General Assembly what legislation is necessary to reduce the extraordinary expenses of the State Government, which, on motion, was taken up, read and adopted.

The committee appointed under said resolution, are Messrs. Price, of Lumpkin, Flournoy, of Washington, Gray, of Walker, Anderson, of Cobb, Lee, of Newton, Holden, of Taliaferro, Grimes, of Muscogee, Tweedy, of Richmond, and Williams, of Dooly.

Leave of absence was granted to Mr. Brewster, of Harris, on account of sickness; to Messrs. Burton and Maxwell for a few days, on special business; and to Mr. Hall, of Glynn, for the balance of the session, on account of sickness in his family.

The Hon. John Smith, member elect from the county of Telfair, appeared, and having taken the oath prescribed by the Constitution of the State, took his seat.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have concurred in the following House resolution with certain amendments :

A resolution ratifying the sale of the court house and jail lots in the county of Bibb, and authorizing the purchase of new sites for the same, in which amendments they ask the concurrence of the House.

They have also concurred in the following House resolution :

A resolution authorizing and requesting his Excellency, the Governor, to take possession of, and receipt for, all bonds or currency belonging to the State, now in the hands of agents heretofore authorized to have and hold the said bonds.

They have also passed the following House bill :

A bill to be entitled an act to incorporate the Georgia Mutual Life Insurance Company.

They have also refused to agree to the House amendment to the Senate bill to be entitled an act to provide for setting apart a homestead of realty and personalty, and for the valuation of said property, and for the full and complete protection and security of the same to the sole use and benefits of families, as required by section 1 of article 7 of the Constitution, and for other purposes.

They have also passed the following bills :

A bill to be entitled an act to authorize Executors and Administrators, residents of any other State of the United States, to sell and convey real estate of their testators or intestates, recovered by suits at law in this State by said Executors or Administrators, under the same rules and regulations as are now prescribed for Executors and Administrators, residents of this State.

Also, a bill to be entitled an act for the relief of the chartered banks, and their officers and agents, of this State.

Also, a bill to be entitled an act to define the duties and liabilities of foreign insurance companies, and their agents doing business in this State.

Mr. O'Neal, Chairman of the Judiciary Committee, submitted the following report :

Mr. Speaker : The Committee on the Judiciary have had under consideration the following bills, to-wit :

A bill to be entitled an act to authorize the levy and sale of property under execution by consent of parties. The committee recommend this bill do not pass.

Also, a bill to be entitled an act for the relief of former County Solicitors. The committee recommend this bill do not pass

Also, a bill to be entitled an act to provide for completing the administration and settlement of the estate of Willis J. Whatley, late of Troup county, deceased. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to amend section 507 of Irwin's Code of Georgia. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to prevent the penning or confining cattle without the permission of the owner. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to authorize the Judge of the Eastern Circuit to draw jurors for the Superior Court of Chatham county, and prescribe the terms of service of jurors in said court, and to repeal jury exemptions, and for other purposes. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to define the limits of the Eastern Circuit, to change the times of holding the Superior Court of said circuit, and to fix the number of terms thereof, and for other purposes. The committee recommend that the author of this bill do be allowed to withdraw the same.

Also, a bill to be entitled an act to amend the 640th section of Irwin's Code, so as to require all the road hands of the district to aid in opening new roads. The committee recommend this bill do not pass.

Also, a bill to be entitled an act to confer upon the several Ordinaries of this State the same criminal jurisdiction as heretofore exercised by the County Court, in lieu of organizing the District Courts contemplated by the Constitution of this State, page 13, article 5, and section 4, of said Constitution, and for other purposes. The committee recommend this bill do not pass.

The House took up the bill to amend the several acts incorporating the town of Lumpkin, county of Stewart, and to grant certain privileges to the same.

Said bill having been vetoed by the Governor, and a two-third vote being necessary to its passage, the ayes and nays were required to be recorded, and resulted in ayes, 77; nays 37

Those voting in the affirmative, are Messrs:

Anderson,	Brassell,	Carpenter, of
Ballanger,	Brinson,	Hancock,
Barnum,	Burtz,	Clarke,
Barrett,	Butt,	Cleghorn,
Bennett,	Byne,	Cobb,

Crawford,	Kelley,	Rumph,
Drake,	Kellogg,	Saussey,
Donaldson,	Kimbrough,	Scott, of Floyd,
Erwin,	Kytle,	Scott, of Columbia,
Felder,	Long,	Seale,
Fincanon,	McArthur,	Shackleford,
Flournoy,	McCullough,	Sisson,
Fowler,	McComb,	Smith, of Telfair,
George,	Morgan,	Smith, of Ware,
Glover,	Nash,	Smith, of Macon,
Gober,	Nisbet,	Sorrells,
Gray,	Nunn,	Sparks,
Grimes,	Paulk,	Tate,
Hall, of Bulloch,	Penland,	Tumlin,
Harkness,	Pepper,	Turnipseed,
Harris,	Perkins, of	Walthal,
Harper, of Sumter,	Cherokee,	Warren, of
Higdon,	Phillips,	Quitman,
Hill,	Price,	Williams, of Dooly,
Hook,	Rainey,	Wilson,
Hudson,	Rawls,	Zellner.
Humber,	Rosser,	

Those voting in the negative, are Messrs:

Allen,	Haren,	Mauil,
Ayer,	Harrison, of	O'Neal, of Lowndes,
Bell,	Franklin,	Osgood,
Bethune,	Harden,	Parke, of Greene,
Caldwell,	Hillyer,	Perkins, of Dawson,
Carson,	Holden,	Prudden,
Chambers,	Hooks,	Read,
Darnell,	Hopkins,	Rice,
Ellis, of Gilmer,	Johnson, of Towns,	Salter,
Evans,	Lastinger,	Strickland,
Fitzpatrick,	Lee,	Tweedy,
Franks,	McCormick,	Watkins.
Hall, of Meriwether,		

Ayes, 77; nays, 37. So the bill was passed by a two-third vote.

Mr. F. M. Harper, Chairman, submitted the following minority report:

A minority of the committee to whom was referred the petition of R. A. Flemming, Executor, and Mrs. Catharine Flemming, Executrix of Thomas W. Flemming, beg leave to report that the prayer of said petitioners be not granted for the following reasons:

That the seizure of said money by Governor Brown, was unauthorized, and in violation of law, it having been done before the secession of the States, and that we do not feel

willing to hold the people of Georgia responsible to pay said sum of money.

Secondly, The Congress of the United States have compelled this State to repudiate all her war debts, and the said sum of money was obtained and used, we presume, in furtherance of the late war.

F. M. HARPER, *Chairman*.

R. A. SEALE.

Said report was read and adopted.

Mr. Lee, from a special committee, submitted the following report:

Mr. Speaker: The committee appointed to report on the condition of the colleges to educate maimed soldiers, report:

That it will require forty-four thousand (\$44,000) dollars to pay past indebtedness and continue the colleges in operation under this act until January next.

The committee recommend that the students now receiving the benefits of this act, be provided for to complete their collegiate course, and no more new students be admitted the benefits of this act, and that said act be so amended. The committee recommend that a special amount of forty-four thousand dollars be appropriated for the above purpose.

LEE, of Newton, *Chairman*.

SCROGGINS, of Coweta,

HAMILTON, of Screven,

PEPPER, of Calhoun,

GEORGE, of Baker,

Committee.

On motion of Mr. O'Neal, of Lowndes, said report was taken up, when, on his motion, the subject was recommitted to said committee.

Mr. Harper, from the Committee on Petitions, submitted the following report:

The committee to whom was referred the within petition, report, that they have considered the same, and while they have not been able to procure sufficient evidence to recommend the granting of the prayer of the petitioners, still, they are unwilling to report adversely, because there are facts connected with said petition, and proven, that commend themselves favorably to your committee.

We therefore recommend that said petition be postponed for further consideration, until the next session of the General Assembly, so that your committee can procure additional evidence to guide them in their report.

F. M. HARPER,

Chairman.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit :

To amend the charter of the Savannah, Skidaway and Seaboard Railroad, and for other purposes.

Mr. A. M. George, Chairman of the Committee, made the following majority report:

A majority of the committee to whom was referred the petition of R. A. Flemming and Mrs. Catharine Flemming, Executor and Executrix of Thomas W. Flemming, deceased, have had the same under consideration, and report that said Flemming was prevented by Governor Brown from paying over the money in his hands to the United States Government, to whom it belonged, and that John Jones, Treasurer of the State, by authority of Governor Brown, received, on the 8th February, 1861, \$2490.78, and on the 1st March, 1861, \$389.49, making in the aggregate, \$2880.27. We therefore recommend that a clause be inserted in the General Appropriation Bill, authorizing and allowing the sum of \$2880.27 to said Executor and Executrix, for the purpose named in said petition.

A. M. GEORGE,
F. L. PEPPER,
C. C. HUMBER.

Mr. Shumate, Chairman of the Committee on the State of the Republic, submitted the following report:

Mr. Speaker : We deem it unnecessary to review the past, except so far as to recall a few facts, tending to illustrate the present condition of the Commonwealth. Many of the issues which have agitated the country for a number of years, have been determined by the arbitrament of the sword, and as practical questions, have passed from public attention. At the close of the late war, the people of Georgia, in common with the people of the other States composing the *de facto* Government, known as the Confederate States of America, acquiesced in the unavoidable consequences of the struggle. And while believing it to be the right of the State to return to the American Union, upon terms of equality with other members of that Union, and with the privileges and immunities of all its citizens unimpaired and protected under the ægis of the Constitution of the United States, the people of the State acquiesced in a plan of Reconstruction, thought to be necessary, and prescribed by the President of the United States, although that plan proposed pains and penalties upon many of the best citizens of the State, which were regarded as unjust and oppressive, yet the State did not assume it to

be her prerogative to question the authority of the President to act in the premises, much less to offer any opposition to his proposed plan. Passively yielding to the Executive authority of the United States, the people of Georgia proceeded to organize a State Government, in harmony with, and in obedience to the terms of the President's plan of reconstruction—scrupulously complying with every condition of that plan, including the ratification of the emancipation of their slaves, by solemn enactment, the repudiation of the legal liabilities of the State, and the recognition of the validity of the public debt of the United States.

In an honest effort to accommodate itself to the new order of things, resulting from the war, and to make its government productive of the greatest attainable good to all the people of the State, including the three hundred thousand persons, who had been liberated from slavery, and to whom their former owners entertained feelings of kindness, and whom they held in no wise responsible for their altered condition, the Legislature of the State conferred upon persons of color, civil rights, by an act approved March 17th, 1866, a section of which we beg leave to quote: "That persons of color shall have the right to make and enforce contracts, to sue and to be sued; to be parties and give evidence; to purchase, lease, hold and convey real and personal property, and to have full and equal benefit of all laws and proceedings, for the security of person and estate, and shall not be subjected to any other or different punishment, pain or penalty, for the commission of any act or offence, than such as are prescribed for white persons committing like acts or offences."

It will be remembered that this liberal legislation was in advance of the passage of the Civil Rights bill, by the Congress of the United States, which in language singularly coincident with that above quoted, conferred upon freedmen the same rights and privileges. It is further true, that the Congress of the United States, for nearly two years, took no action tending to overthrow the State Government, organized and established under the auspices of the President. Yet Congress, for reasons satisfactory to itself, enacted, over the protest of the President, what are known as the Reconstruction Acts, prescribing other and different terms for the restoration of certain Southern States, including Georgia, to the Union; denying the authority of the President to take such action in the premises as he had taken, and setting at naught all that had been done by our people under the former plan. We refrain from any discussion of the relative merits of these

two plans of reconstruction, or as to their conformity with the organic law of the land.

Our people watched with passive, but deep interest, the struggle of two co ordinate departments of the Federal Government, over their respective policies of restoring our State to its proper federal relations, and the unsuccessful efforts of each contending department to secure the co-operation of the third department of the Federal Government, in the enforcement of the one or the other of those policies. It was a struggle in which our people could take no part, though it involved their most vital interests. As the result, our State was subjected to a second reconstruction, in which new conditions and different exactions were imposed. As in the former instance, it was not in the power of the State effectively to question, much less to resist the action of a department of the Federal Government. This second reconstruction was administered by the mailed hand of military power. We waive any discussion as to the character of this Congressional reconstruction, or the manner of its enforcement; but must submit the question of its validity and permanency to the constituted authorities of the United States Government.

Reconstruction, under the Congressional plan, is an accomplished fact. Our Representatives elected under and by virtue of that plan, have been admitted into the Congress of the United States. In furtherance of, and in accordance with that plan, our people have adopted a State Constitution; and by virtue of that Constitution we are assembled as a Legislature. Radical and abrupt changes in our State government have been effected, and in the adaptation of our laws, and the habits of thought and action, and the long established opinions and prejudices of our people to the new order of things, there necessarily must arise many causes and occasions for popular irritation and excitement.

The conferring upon the negro race the elective franchise; the disqualification of a large number of our most intelligent citizens for office-holding; the misapprehension of the negro race as to the extent of his political privileges under our present Constitution—the fact that both branches of the General Assembly, in the exercise of their deliberate and conscientious judgment, have declared, by large majorities, that neither that Constitution, nor any law paramount thereto, confers upon the negro race the right to hold office, together with other facts which have occurred antecedently and subsequently to the meeting of this body, and the pendency of an exciting Presidential canvass, have aroused party feeling to a pitch which needs carefully to be guarded to prevent calamitous consequences.

We deprecate the highly inflammatory and violently abusive character of certain political publications and public speeches, which unduly inflame and excite the passions and prejudices of both races.

We deprecate the criminally false assertions in public prints and public addresses, made for the express purpose of arousing the hostility of the negro race against the white race.

We deprecate the advice and suggestions given by men, (who in many instances are not identified with the interests of the State,) which have induced negroes to arm themselves for their defense in the exercise of rights and privileges, which it is falsely asserted, a majority of the white race desire to wrest from the negro race.

We deprecate the fact that there are men in our midst, who basely and falsely assert that it is the purpose of a majority of the white people of the State to remand the negro to his former condition of slavery.

We deprecate the fact that there are men among us, who persistently pervert and exaggerate facts, and draw upon their imagination for material for publication; and give to the world tissues of falsehood, tending to produce abroad the false impression that there is little protection for person and property, and little security for life and liberty in this State.

As the Representatives of the State, well acquainted with the views, opinions, and purposes, of those whom we represent, we assert, that the idea that any portion of our people entertain the purpose or desire of remanding the negro to a condition of slavery, is too preposterous and false to need refutation.

We assert, that it is the purpose of the white people of the State, to faithfully protect the negro race in the enjoyment of all the rights, privileges and immunities guaranteed to him by the Constitution and laws of the United States, and the Constitution and laws of this State.

We assert, that there is no purpose in any part of the State, to impair the constitutional right of the people, peaceably to assemble for the consideration of any matter, or to obstruct any portion of the people in the enjoyment of any other constitutional right or privilege.

In conclusion, we would state, that we see no reason to apprehend that the State Government, under the present Constitution, in its legitimate operation, as directed and administered by the several departments, as now constituted, will be more restrictive of the rights of any class of our citizens, than is absolutely necessary to harmonize it with, and conform it to, the requirements of the Constitution and laws

of the United States; and we trust the State government will adhere to, and make effective, the first section in the declaration of Fundamental Principles, embraced in our Constitution—"protection of person and property, is the paramount duty of government and shall be impartial and complete."

I. E. SHUMATE, *Chm'n.*

F. L. PEPPER,

W. H. F. HALL,

JAS. M. ROUSE,

DUNLAP SCOTT,

A. H. LEE,

W. A. LANE,

JOHN N. COBB,

G. W. RUMPH,

J. COOPER NISBET,

H. MORGAN,

E. B. BARRETT,

Committee.

Mr. Holden, Chairman of the Committee on Enrollment, made the following report:

Mr. Speaker: The Committee on Enrollment report as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit:

An act to provide for the payment of costs in insolvent criminal cases in certain counties therein mentioned.

W. F. HOLDEN, *Chairman.*

The House resumed the consideration of the unfinished business of yesterday, to-wit:

The amendment offered by Mr. Fitzpatrick to the General Appropriation Bill, and which, on motion of Mr. Hudson, had been divided.

Mr. Flournoy moved to amend by inserting "mileage each way," which was agreed to.

Mr. Seale, of Pike, offered an amendment, which, on motion, was laid on the table.

Mr. Crawford, of Bartow, offered an amendment, which was laid on the table.

Mr. Fitzpatrick's amendment, as amended, was adopted.

Mr. Bell, of Banks, offered an amendment appropriating \$1,000 to pay repairs on the Lunatic Asylum, which was agreed to.

Mr. Tweedy, of Richmond, offered an amendment appropriating \$800 to pay the Clerk in the Secretary of State's office.

On motion, \$800 was struck out, and \$500 inserted, and said amendment agreed to.

Mr. Shumate, of Whitfield, moved to strike out "fifty" dollars to the pages, and insert "one hundred" which motion was lost.

Mr. Flournoy, of Washington, moved to strike out of the 14th section \$500 to H. F. Merrill, Journalizing Clerk of the House, and J. G. J. Miller, Journalizing Clerk of the Senate, \$500 additional compensation, and upon which motion the ayes and nays were required to be recorded, and resulted in ayes, 69; nays, 38.

Those voting in the affirmative, are Messrs :

Anderson,	Harrison, of	Perkins, of
Ayer,	Franklin,	Cherokee,
Ballanger,	Harris,	Price,
Barnum,	Harper, of Sumter,	Prudden,
Bennett,	Higdon,	Rainey,
Brinson,	Hillyer,	Rawls,
Brown,	Hook,	Rosser,
Burtz,	Hooks,	Rouse,
Caldwell,	Humber,	Rumph,
Clarke,	Johnson, of Towns,	Salter,
Cobb,	Kimbrough,	Scott, of Columbia,
Darnell,	Kytle,	Shackleford,
Drake,	Lane,	Smith, of Telfair,
Donaldson,	Lastinger,	Smith, of Macon,
Ellis, of Gilmer,	Lee,	Sorrells,
Erwin,	Long,	Tate,
Felder,	McArthur,	Tweedy,
Fincanon,	McCormick,	Walthal,
Flournoy,	Nash,	Warren, of Quitman,
Franks,	Nunn,	Watkins,
Gober,	Osgood,	Welchel,
Gray,	Paulk,	Wilcher,
Harkness,	Penland,	Williams, of Dooly.
Haren,	Perkins, of Dawson,	

Those voting in the negative, are Messrs :

Barrett,	Harper, of Terrell,	Phillips,
Carpenter, of	Hill,	Read,
Hancock,	Hitchcock,	Saussey,
Carson,	Hudson,	Scott, of Floyd,
Chambers,	Kelley,	Seale,
Crawford,	McCullough,	Shumate,
Evans,	McComb,	Smith, of Charlton,
Fitzpatrick,	Madison,	Sparks,
Geiger,	Mauil,	Strickland,
Glover,	Morgan,	Taliaferro,
Grimes,	Neal,	Tumlin,
Hall, of Meriwether,	O'Neal, of Lowndes,	Turnipseed.
Hamilton,	Parke, of Greene,	

Ayes, 69; nays, 38. So the motion to strike out prevailed.

Several motions were made to fill the blank commencing at \$400, and coming down to \$200, and upon that motion, the ayes and nays were required to be recorded, and resulted in ayes, 55 ; nays, 49.

Those voting in the affirmative, are Messrs :

Anderson,	Glover,	O'Neal, of Lowndes,
Ayer,	Gray,	Parke, of Greene,
Barrett,	Grimes,	Phillips,
Bell,	Hall, of Meriwether,	Prudden,
Bethune,	Hamilton,	Rice,
Brassell,	Harper, of Terrell,	Rosser,
Butt,	Hill,	Salter,
Caldwell,	Holden,	Saussey,
Carson,	Hudson,	Scott, of Floyd,
Chambers,	Kelley,	Shumate,
Cobb,	Lane,	Smith, of Charlton,
Crawford,	McCormick,	Sparks,
Darnell,	McCullough,	Tumlin,
Donaldson,	McComb,	Turnipseed,
Fincannon,	Madden,	Tweedy,
Fitzpatrick,	Madison,	Watkins,
Ford,	Maull,	Welchel,
Fowler,	Morgan,	Wilson.
Geiger,	Neal,	

Those voting in the negative, are Messrs :

Ballanger,	Harris,	Perkins, of
Barnum,	Harper, of Sumter,	Cherokee,
Bennett,	Higdon,	Perkins, of Dawson,
Brown,	Hillyer,	Rainey,
Carpenter, of	Hook,	Rawls,
Hancock,	Humber,	Rouse,
Clarke,	Johnson, of Towns,	Rumph,
Drake,	Kimbrough,	Scott, of Columbia,
Erwin,	Kytle,	Shackleford,
Flournoy,	Lastinger,	Smith, of Ware,
Franks,	Lee,	Smith, of Macon,
Gober,	Long,	Sorrells,
Hall, of Bulloch,	McArthur,	Tate,
Harkness,	Nisbet,	Walthal,
Haren,	Nunn,	Warren, of Quitman,
Harrison, of	Paulk,	Wilcher,
Franklin,	Penland,	Williams, of Dooly.

Ayes, 55 ; nays, 49. So the motion prevailed.

Mr. Flournoy, of Washington, moved to strike \$500 from the section allowing the Assistant Secretary of the Senate, and Assistant Clerk of the House, additional compensation.

Mr. McWhorter moved to lay said motion on the table, which motion prevailed.

Mr. Flournoy, of Washington, moved to strike out \$500 from the section allowing additional compensation to the Secretary of the Senate and Clerk of the House.

Mr. Morgan, of Dougherty, moved to lay that motion upon the table, which motion prevailed.

The report of the committee as amended, was agreed to, the bill was read the third time and passed.

On motion, the House adjourned until 3 o'clock, P. M.

SATURDAY AFTERNOON.

3 o'clock, P. M.

The House met pursuant to adjournment.

The following bills were read the third time and lost, to-wit :

A bill to allow defendants to redeem property sold under executions, and for other purposes.

Also, a bill to amend section 121 of Irwin's Code.

Also, a bill to repeal an act entitled an act to require certain criminal prosecutions to be *nolle prossed*.

Also, to amend the 4476 section of the Penal Code.

Also, a bill to require the county officers to have in charge the County Records, to be in person, or by proper representative, in their offices at stated hours. Also, to facilitate the business of these several officers.

Also, a bill to exempt from jury duty Physicians of this State.

Also, a bill to amend the 4735 section of the Code of Georgia.

Also, a bill to levy an extra tax of five cents per acre on arable cleared lands not in cultivation.

Also, a bill to abolish the lien of judgments upon property, so soon as the same is *bona fide* disposed of by the judgment debtor.

Also, a bill to vacate the municipal offices of this State.

Also, a bill directing the Superintendent of Public Works to examine and report on all Public Buildings.

Also, a bill for the proper management and ventilation of county jails, and other purposes.

Also, a bill to reconstruct public roads, and protect the same.

Also, a bill to regulate and increase the fees of Justices of the Peace and Constables of this State, in certain cases.

Also, a bill to prevent common carriers from distinguishing between white and colored persons in quality of accommodations, etc.

Also, a bill to change the 1640 section of the Code of Georgia, and to define the fees of Solicitors General in certain cases.

The House took up the report of the committee on the bill for the relief of Isaiah Williams.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the resolution authorizing B. A. White to make certain County and District Maps, when the same was read and adopted.

The House took up the report of the committee on the bill making Henry Galt Landing on Turtle River, in Glynn county, a public landing.

The House took up the report of the committee on the bill to prevent hunting on the Sabbath day in the county of Clay, with dogs, fire arms, or other implements, or the discharge of fire arms, except in defence of person or property, and to prescribe penalties for the same.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the town of Forrestville, Floyd county, Georgia.

The report was amended and agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the survey of lands in the 6th district of Habersham county, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of B. F. Henry, of the county of Bibb.

The report was amended by inserting the names of J. N. Colley, of Stewart county, and Mrs. Elizabeth McCormick, of Telfair county.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the 4813 section of the Revised Code of Georgia, to extend the criminal jurisdiction of the City Court of Savannah, etc.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the

bill amendatory of the charter of the Atlanta Medical College, which was postponed and made the special order for 11 o'clock Tuesday next.

The House took up the report of the committee on the bill to raise, by taxation, funds to build a common jail in the county of Bibb, and to authorize the building of the same, etc.

The report was agreed to, and the bill passed.

The House took up the report of the committee on the bill forbidding the formation and drilling of military companies, and to prescribe a punishment for the same.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill prohibiting the sale of spirituous liquors in the town of Fayetteville, approved December 3d, 1839.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the residence of John C. Ship, of the county of Cobb, to the county of Paulding.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to declare what time shall be given to Road Commissioners jurisdiction over road hands residing in their districts, and also to declare all persons, against whom executions may be issued by Road Commissioners, for default, etc.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill exempting the members of the Merchants' and Mechanics' Fire Company, of Milledgeville, from road, jury and militia duty.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Morgan, of Dougherty, offered a resolution, requesting his Excellency, the Governor, to furnish each member of the General Assembly, and Judicial officer of the State, a copy of Harrison's Pamphlet of Laws, passed at the present session.

Mr. Brewster, of Harris, reported a bill to be entitled an act to extend the corporate limits of the town of Hamilton, Harris county, passed the 19th December, 1859, and to give additional powers to the Intendant and Board of Commissioners, which was read the first time.

The bill to allow any resident of Jefferson county, to retail spirituous liquors, at any given place in the same, on paying

twenty dollars for the same, according to Irwin's Code, etc., was withdrawn.

The bill to change the times of holding the Superior Courts in the Coweta Circuit, was read the first time.

The bill to compensate L. Smith and Julian Glover, of Jones county, was indefinitely postponed.

The bill to vacate the municipal offices in this State, and to provide for the appointment of officers to fill the same, until the next regular election according to law, was read the third time and lost.

Mr. Scott, of Floyd, offered a resolution authorizing the Governor to issue his warrants to the Treasurer to pay the Judges of the Superior Court their salaries allowed them by law, which resolution was, on motion, amended, and, as amended, was adopted.

The bill to donate the State Tax of Monroe county for the present fiscal year to said county, was withdrawn.

Also, the bill to assess a tax on land in Jefferson county, for the purpose of establishing a general system of education in said county.

The bill to define the qualification of officers, and for other purposes, was read the third time and lost.

The following bills were read the second time, and referred to the Committee on the Judiciary, to-wit:

A bill to alter and amend section 4882 of the revised Code of Georgia, prescribing the civil jurisdiction of Justices of the Peace for the several districts in the city of Savannah, so as to allow the said Justices to reside in any part of said city, but to hold their office in the district for which they are elected.

Also, a bill authorizing the Ordinaries of this State to appoint arbitrators in certain cases.

Also, a bill to dispose of the unfinished business of the late Inferior Court and County Courts, and to transfer the jurisdiction heretofore entertained by said courts to other courts of this State.

Also, a bill to amend the 526th section of Irwin's Code, so as to require suits against counties to be brought against the Court of Ordinary, etc.

Also, a bill to allow the Ordinary of the county of Colquitt, to retain the State tax of said county for the year 1868, for the purpose of building a jail.

Also, a bill to change the time of holding the Superior Courts of Bartow county.

A bill to be entitled an act to authorize John F. Alford to settle with his ward, Z. N. Alford.

Also, a bill to be entitled an act to define the mode of

conducting suits before Justices of the Peace and Notaries Public in this State, and for other purposes.

The following bills were taken up and read the second time, and committed for third reading.

A bill to prohibit and punish dealing and betting at faro, and to prescribe the mode of bringing offenders to punishment.

Also, a bill to confer jurisdiction on the Superior Courts of the State of Georgia in cases of misdemeanor.

Also, a bill to establish game laws for Fulton county.

Also, a bill to authorize the Ordinary of Habersham county to retain the unpaid State Tax for the year 1868, for the purpose of paying for the erection of a jail in said county.

Also, a bill to be entitled an act to amend an act entitled an act to educate the indigent maimed soldiers of the State of Georgia, etc.

Also, a bill to incorporate the "Emigrant's Georgia Homestead Association."

Also, a bill entitled an act to authorize the county of Clayton to retain the State tax of said county for the purpose of building a jail.

Also, a bill to be entitled an act to authorize Albert H. Cox, of Troup county, to plead and practice law.

Also, a bill to amend an act to incorporate Pioneer Hook and Ladder Company, No. 1, in the town of Athens, and to incorporate the Atlanta Hook and Ladder Company, No. 1, in the city of Atlanta, and for other purposes.

The following bills were taken up, and severally read the second time, and referred to the Committee on Finance:

A bill to be entitled an act to authorize the Treasurer to pay David Graham the sum of two hundred dollars.

A bill for the relief of D. and H. Beusse, of the county of Clark.

Also, a bill entitled an act to create a Department of Agriculture and Immigration for the State of Georgia.

Also, a bill to be entitled an act to authorize the book-keeper and salesman of the Penitentiary to appoint a clerk, etc.

Also, a bill to authorize the Auditor of the Western and Atlantic Railroad to pay T. C. McCreary one hundred dollars per quarter from the treasury of said road.

Also, a bill to appropriate from the Treasury of the State of Georgia five hundred dollars for removing obstructions from Scull's creek, and to provide who shall receive, direct, and invest the same for said purpose.

Also, a bill to be entitled an act for the relief of D. S. Ford, Tax Collector of Bartow county.

Also, a bill to be entitled an act to aid the county of Bartow in the erection of a court house.

Also, a bill for the relief of Wm. W. Baker, of Whitfield county, and for other purposes.

The following bills were severally read the second time, and referred to the Committee on Incorporations.

A bill to be entitled an act to amend the road laws of this State.

Also, a bill to be entitled an act to incorporate the Georgia Marble Works, and for other purposes therein specified.

Also, a bill to be entitled an act to incorporate the Auraria, Etowah and Camp's Creek Mining Company, of Lumpkin county, Georgia.

The following bill was read the second time and referred to the Committee on the Lunatic Asylum :

A bill to regulate the admission of insane persons into the Lunatic Asylum of this State.

The following bills were read the second time, and referred to the Committee on Agriculture and Internal Improvements.

A bill to be entitled an act to incorporate the Wahoo Mining and Manufacturing Company, and for other purposes.

Also, a bill to be entitled an act to incorporate the Caverder Creek Hydraulic Hose Mining Company, of Lumpkin county.

Also, a bill to incorporate the Georgia Fertilizing Company.

On motion, the House adjourned until 10 o'clock, Monday morning next.

MONDAY, September 28, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Mr. McCullough, of Jones, moved a reconsideration of so much of the Journal of Saturday as relates to the action of the House in recommitting to the special committee appointed upon the colleges authorized to educate maimed soldiers, etc., the subject referred to them, which motion prevailed.

Mr. Williams, of Dooly, moved to reconsider so much of the Journal of Saturday as relates to the action of the House in striking out of the General Appropriation bill "five hundred dollars" as additional compensation to the Journalizing Clerks of the House and Senate, which motion prevailed.

On motion of Mr. Scott, of Floyd, the House reconsidered the action of the House on the passage of the General Appropriation Bill.

On motion, the rule was suspended, when Mr. Bethune, of Talbot, reported a bill to compel service, and point out the mode of perfecting it on *scire facias*, to forfeit bonds in criminal cases.

Mr. Saussey, of Chatham, offered a joint resolution to authorize his Excellency, the Governor, to accept the surrender of the charter of the Bank of Commerce, which was referred to the Committee on the Judiciary.

Mr. Shumate, of Whitfield, offered the following resolution, which was read and adopted:

Resolved, That R. H. Fleming, deceased, Clerk of the House of Representatives, receive the *per diem* from the time his services commenced.

The House took up the report of the committee on the bill to authorize Albert H. Cox, of Troup county, to plead and practice law.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act to incorporate the Dawson Manufacturing Company.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Drake, of Upson, reported a bill to relieve James Holliman, Tax Collector of Upson county.

Mr. Shumate, of Whitfield, reported a bill to provide for the service of summons and for appeals in Justices' Courts, and for other purposes.

The House took up the report of the committee appointed to investigate the condition of the colleges authorized to educate maimed soldiers.

Mr. Crawford, of Bartow, moved to recommit, which motion was lost.

Mr. Shumate offered the following amendment:

"And that said sum be applied to the payment of such indebtedness as has already accrued, and the residue to be distributed among the several colleges in proportion to the number of beneficiaries in each college entitled to said aid," which amendment was agreed to.

Mr. Bell, of Banks, offered the following amendment:

"And that such sums shall be paid from taxes to be collected, or by bonds in terms of the law," which was agreed to.

The previous question was called and sustained, and the report, as amended, was adopted.

The House took up the report of the committee on the bill to increase the capital stock of the Wilcoxon Manufacturing Company to two hundred thousand dollars.

The report of the committee was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have concurred in the House amendment to the following Senate bill :

A bill to be entitled an act to provide for the payment of costs in insolvent criminal cases in certain counties therein mentioned.

They have also passed the following House bill :

A bill to be entitled an act for the relief of the Atlanta and West Point, and the Macon and Western Railroads.

They have also passed the following bills :

A bill to be entitled an act to incorporate the town of Grantville, in the county of Coweta, and for other purposes.

Also, a bill to be entitled an act to alter and amend the 4322d section of Irwin's Code.

Also, a bill to be entitled an act to alter and amend 4330th section of Irwin's Code.

Also, a bill to be entitled an act to prescribe the mode of appointing Notaries Public, and to render valid their acts.

Also, a bill to be entitled an act to amend section 3604 of the Revised Code of Georgia.

Also, a bill to be entitled an act to incorporate the Hightower Manufacturing and Mining Company, and for other purposes.

The House took up the report of the committee on the bill to amend an act entitled an act to educate the maimed soldiers of the State of Georgia.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the General Appropriation Bill.

Mr. Shumate offered an additional section, which was agreed to.

Mr. Hudson, of Harris, moved to amend the section appropriating additional compensation to the Journalizing Clerks of the House and Senate by striking out \$200, and inserting \$500, which motion prevailed.

Mr. Hudson also moved to amend by inserting a section appropriating \$500 to Mr. S. B. Cleghorn, Assistant Desk Clerk of the House, as additional compensation, which motion prevailed.

Mr. Bethune, of Talbot, moved to amend by inserting:

"and \$900 to the Recording Clerk in the Executive Department," which amendment was lost.

The report of the committee, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Noontootty Mining and Manufacturing Company, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to fix the venue of suits against the Superintendent of the Western and Atlantic Railroad, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the town of Dikesboro, in Pulaski county.

Mr. Harper, of Terrell, moved to amend the report by striking out the name "Dikesboro," and inserting the name of "Cochran" in lieu thereof, which was agreed to.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Phillips submitted the following report:

Mr. Speaker: The Committee on Agriculture and Internal Improvement have had under consideration the following bills:

A bill to incorporate the Camilla and Cuthbert Railroad Company, which they recommend do pass as amended.

A bill to authorize the Governor to appoint commissioners to examine certain rivers, and report to the next General Assembly the propriety of making them navigable, which they recommend do not pass.

A bill to incorporate the Georgia and Alabama Steamboat Company. They recommend it do not pass.

A bill to incorporate the Madison and Eatonton Railroad, which they recommend do pass.

A bill to change sections 1466 and 1467 of the Code of Georgia, so as to place milling on the same footing as other private property, which they recommend do not pass.

A bill to amend an act giving factors and merchants a lien upon growing crops, which they recommend do pass.

A bill to authorize the land owners of the counties of Liberty and Tatnall to remove obstructions from Beard's Creek, and for other purposes, which they recommend do pass.

R. W. PHILLIPS,

Chairman.

The House took up the report of the committee on the bill to change the line between the counties of Marion and

Taylor, so as to include the residence of Seaborn Montgomery, with lots of land Nos. 222, 223, 224 and 225, now in the county of Marion, in the county of Taylor.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to declare the force and effect of contracts made with Building and Loan Associations incorporated by the Superior Courts of this State, and the members thereof, was read the third time and lost.

Also, the bill to prohibit the sale of lottery tickets in this State.

The following message was received from his Excellency, the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following act, to-wit:

An act to amend the charter of the Savannah, Skidaway and Seaboard Railroad, and for other purposes.

Mr. McCullough, from the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act for the relief of the Atlanta and West Point and the Macon and Western Railroads.

Also, an act to incorporate the Georgia Mutual Life Insurance Company.

The following message was received from his Excellency, the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following act, to-wit:

An act to empower R. T. Massey to sell the real estate of E. M. Edwards, deceased, on the premises.

The House took up the report of the committee on the bill of the same title of the one just lost, to-wit:

A bill to prohibit the sale of lottery tickets in the State of Georgia, to which the committee had proposed an amendment, as follows:

"Provided, That nothing herein contained shall be so construed as to relate to the Georgia State Lottery, or in any wise infringe the rights vested in the trustees or grantees thereof," and upon agreeing to said amendment the ayes and nays were required to be recorded, and resulted in ayes, 35; nays, 73.

Those voting in the affirmative, are Messrs:

Ballanger,	Carpenter, of	Cleghorn,
Burton,	Hancock,	Cobb,
Byne,	Chambers,	Crawford,

George,	Phillips,	Sparks,
Glover,	Prudden,	Taliaferro,
Hill,	Rawls,	Tumlin,
McArthur,	Rosser,	Turnipseed,
McCullough,	Saussey,	Walthal,
McComb,	Scott, of Floyd,	Warren, of
Maul,	Scott, of Columbia,	Quitman,
Morgan,	Smith, of Telfair,	Wilcher,
Pepper,	Smith, of Macon,	Wilson.

Those voting in the negative are, Messrs :

Ayer,	Gray,	O'Neal, of Lowndes,
Bell,	Gullatt,	Osgood,
Bennett,	Hamilton,	Parke, of Greene,
Bethune,	Haren,	Paulk,
Brinson,	Harrison, of	Penland,
Brown,	Franklin,	Perkins, of
Bryant,	Harper, of Sumter,	Cherokee,
Burtz,	Harper, of Terrell,	Perkins, of
Caldwell,	Higdon,	Dawson,
Carson,	Hillyer,	Rainey,
Clarke,	Holden,	Rice,
Cunningham,	Hook,	Rouse,
Darnell,	Hooks,	Rumph,
Davis,	Hopkins,	Scroggins,
Drake,	Humber,	Sewell,
Donaldson,	Kytle,	Smith, of Charlton,
Ellis, of Gilmer,	Lane,	Smith, of Coffee,
Erwin,	Lastinger,	Smith, of Ware,
Evans,	Lee,	Strickland,
Farmer,	Lindsay,	Tate,
Fincanon,	McCormick,	Tweedy,
Fitzpatrick,	Madison,	Watkins,
Fowler,	Nash,	Welchel,
Franks,	Neal,	Williams of Morgan,
Fryer,	Nisbet,	Zellner.
Gober,		

Ayes, 36; nays, 73. So the report was disagreed to, and the amendment lost.

The bill was read the third time and passed.

The hour for adjournment having arrived, the House adjourned until 3 o'clock, P M.

MONDAY AFTERNOON.

3 o'clock, P M.

The House met pursuant to adjournment.

The following Senate bills were read the first time, to-wit:

A bill to require the Supreme Court Reporter to publish the decisions of the Supreme Court in pamphlet form, and to provide for the distribution of the same, etc.

Also, a bill to amend the 3604th section of the Revised Code of Georgia.

Also, a bill to incorporate the Hightower Manufacturing and Mining Company, and for other purposes.

Also, a bill to incorporate the Georgia and Alabama Life Insurance Association.

Also, a bill to define the duties and liabilities of foreign Insurance Companies, and their Agents doing business in this State.

Also, a bill to prescribe the mode of appointing Notaries Public, and to render valid their acts.

Also, a bill to fix the compensation for taking down in writing the evidence on charge of felony.

Also, a bill to incorporate the town of Grantville, in the county of Coweta, and for other purposes.

Also, a bill to incorporate the Southern Life Insurance Company.

Also, a bill to alter and amend the 4322d section of Irwin's Code, changing penalty of burglary in the night, from death to Penitentiary offense.

Also, a bill to authorize the Secretary of State to have the great seal of the State re-engraved and renewed.

Also, a bill to alter and amend 4330th section of Irwin's Code, changing penalty of horse stealing from death to Penitentiary offense.

Also, a bill for the relief of the chartered Banks, and their officers and agents, of this State.

Also, a bill to authorize Executors and Administrators, residents of any other State of the United States, to sell and convey the real estates of their testators or intestables, recovered by suits at law in this State by said Executors or Administrators, under the same rules and regulations as are now prescribed for Executors and Administrators, residents of this State.

Also, a bill to amend the 3604th section of the Revised Code of Georgia.

Also, a bill to provide an additional way of paying insolvent costs.

Also, a bill to incorporate the Chattahoochee Manufacturing Company, and for other purposes.

Also, a bill to incorporate the Warsaw Mining Company.

The House took up the following Senate bill, which was read the third time and passed:

A bill to incorporate the Schofield Rolling Mill Company.

Also, a bill to extend the aid of the State to the Macon and Augusta Railroad Company, was read the second time, and ordered to be engrossed, and made the special order for Friday next.

The House bill to be entitled an act to amend an act to incorporate the town of Spring Place, in the county of Murray, and the more accurately define the duties and powers of Commissioners of said town, etc., was read the third time and passed.

The House took up the amendment of the House to the Senate bill to provide for setting apart a homestead of realty, etc., and receded therefrom.

The Senate bill to change the laws of this State where the word "Milledgeville" is named as the capitol of the State, was read the second time, and referred to the Committee on the Judiciary.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following resolution, to-wit:

A resolution authorizing R. H. Fleming, deceased, Clerk of the House of Representatives, to receive the *per diem* from the date his services commenced.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following bills, which I am directed to transmit forthwith to the House of Representatives:

A bill to incorporate the Chattahoochee Manufacturing Company, and for other purposes.

Also, a bill to incorporate the Warsaw Mining Company

They have also concurred in the House resolution authorizing R. H. Fleming, deceased, Clerk of the House of Representatives, to receive the *per diem* from the date his services commenced.

The following message was received from his Excellency, the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following resolution, to-wit:

A resolution appointing a joint committee of three from the Senate and five from the House of Representatives, to

confer with his Excellency, the Governor, in relation to paying off the members and officers of this General Assembly.

The Senate bill to amend an act entitled an act to amend an act to fix the time of holding the Supreme Court, and to regulate proceedings therein, etc., was read the second time, and referred to the Committee on the Judiciary.

The bill to exempt from taxation the property of widows and orphans whose husbands and fathers were killed or died in the war, etc., was read the third time and lost.

The House took up the report of the committee on the bill to incorporate the Muscogee Ice Manufacturing Company in the city of Columbus, county of Muscogee.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the county line between the counties of Habersham and White, and to add a portion of White to the county of Habersham, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to change the line between the counties of Cherokee and Milton, was indefinitely postponed.

The House took up the report of the committee on the bill to incorporate the Dalton and Morgantown Railroad Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the Macon Street Railroad Company, etc.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act giving factors a lien upon growing crops.

The report of the committee was agreed to, the bill was read the third time and passed.

The following message was received from his Excellency, the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following act, to-wit:

An act for the relief of the Atlanta and West Point and the Macon and Western Railroads.

Also, an act to incorporate the Georgia Mutual Life Insurance Company.

The bill to organize a County Court in the county of Talbot, define its jurisdiction, and for other purposes, was indefinitely postponed.

The House took up the report of the committee on the bill to change the line between the counties of White and Hall.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to be entitled an act to allow William J. McGill, a one-armed man, to peddle in the counties of Taylor and Schley free of license.

The report was agreed to, the bill was read the third time and passed.

The bill to appropriate money for the purchase of corn for the indigent persons in this State, was indefinitely postponed.

The House took up the report of the committee on the bill to incorporate the Alpharetta Mining Company

The report was agreed to, the bill was read the third time and passed.

The bill to reduce the bonds of the Sheriff of Towns county, was, on motion, indefinitely postponed.

The House took up the report of the committee on the bill to alter and amend chapter III, title 15, part 1, of Irwin's Code, and to confer certain powers upon the board of physicians, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Governor to appoint Commissioners to examine certain rivers, and report to the next General Assembly the propriety of making them navigable.

The report was agreed to, which being adverse, the same was lost.

The House took up the report of the committee on the bill to extend the time in relation to issuing grants on head rights, so as to extend the time for granting the same until the 25th day of December, A. D. 1869, and to authorize the Secretary of State to issue grants on all surveys now in his office.

The report of the committee was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. Madison, of Lincoln, for a few days on special business; also, to Mr. Taliaferro, of Fulton, on account of sickness in his family.

On motion, the House adjourned until 10 o'clock to-morrow morning.

TUESDAY, September 29, 1868.
10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Mr. Morgan, of Dougherty, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House in disagreeing to the amendment proposed by the committee to the bill to prohibit the sale of lottery tickets in this State.

Mr. Caldwell called the previous question, which was sustained, and upon the motion to reconsider, the ayes and nays were required to be recorded and resulted in ayes, 66; nays, 68.

Those voting in the affirmative, are Messrs :

Anderson,	Goff,	Parke, of Greene,
Ballanger,	Gullatt,	Pearson,
Barclay,	Hall, of Bulloch,	Pepper,
Bradford,	Hamilton,	Phillips,
Brinson,	Harris,	Price,
Buchan,	Hill,	Rawls,
Burton,	Hook,	Rosser,
Butt,	Hudson,	Saussey,
Byne,	Humber,	Scott, of Floyd,
Carpenter, of	Hundley,	Scott, of Columbia,
Hancock,	Kellogg,	Seale,
Cleghorn,	Lindsay,	Sisson,
Cobb,	Long,	Smith, of Telfair,
Crawford,	McArthur,	Smith, of Macon,
Davis,	McCullough,	Sparks,
Erwin,	McDougald,	Tumlin,
Felder,	McComb,	Turnipseed,
Fincanon,	Matthews,	Walthal,
Ford,	Maull,	Warren, of Quitman,
George,	Morgan,	Wilcher,
Geiger,	Nunn,	Wilson,
Gober,	Parke, of Gwinnett,	Zellner.

Those voting in the negative, are Messrs :

Ayer,	Caldwell,	Farmer,
Barnum,	Carson,	Fitzpatrick,
Beard,	Chambers,	Flournoy,
Belcher,	Clarke,	Fowler,
Bell,	Cunningham,	Franks,
Bennett,	Darnell,	Fryer,
Bethune,	Drake,	Gray,
Brassell,	Donaldson,	Hall, of Meriwether,
Brown,	Ellis, of Gilmer,	Harkness,
Bryant,	Ellis, of Spaulding,	Hearn,
Burtz,	Evans,	Harper, of Sumter,

Harrison, of	Neal,	Shackleford,
Franklin,	Osgood,	Smith, of Charlton,
Higdon,	Page,	Smith, of Ware,
Hillyer,	Paulk,	Sorrells,
Hitchcock,	Penland,	Strickland,
Holden,	Perkins, of	Tate,
Hooks,	Cherokee,	Tweedy,
Hopkins,	Prudden,	Watkins,
Johnson, of Towns,	Rainey,	Welchel,
Lane,	Rice,	Williams, of
Lastinger,	Rouse,	Dooly,
McCormick,	Rumph,	Williams, of
Madden,	Scroggins,	Morgan,
Nash,	Sewell,	Zellars.

Ayes, 66; nays, 68. So the motion was lost.

Mr. Maull, of Muscogee, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the bill to authorize the Governor to appoint Commissioners to examine certain rivers, and report to the next General Assembly the propriety of making them navigable, which motion was lost.

Mr. Flournoy, of Washington, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the bill to amend an act entitled an act giving factors and merchants a lien upon growing crops.

The previous question was called and sustained, and the motion to reconsider was carried.

Mr. Kytle, of White, moved to reconsider so much of the Journal as relates to the action of the House upon the bill to change the line between the counties of White and Habersham, so as to add a portion of White to the county of Habersham, which motion prevailed.

Mr. Fitzpatrick of Bibb, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill to incorporate the Macon Street Railroad Company, and for other purposes, which motion was lost.

Leave of absence was granted to Messrs. Bradford, of Wilkes, and Paulk, of Berrien, for the balance of the session; to Messrs. Fryer and Salter on account of sickness; and to Mr. Hooks, for the balance of the session, after Saturday next.

The Hon. Thomas D. Wilcox, member elect from the county of Irwin, appeared, produced his credentials, and having taken the oath prescribed by the Constitution of the State, took his seat.

Mr. McDougald, Chairman of the Committee on Banks, submitted the following report:

Mr. Speaker: The Committee on Banks have had under consideration the following bills, to-wit:

A bill to be entitled an act to incorporate the John King Banking Company, of Columbus. The committee recommend this bill, as amended, do pass.

Also, a bill to be entitled an act to amend the charter of the Atlanta Street Railroad Company, to change its name, to lend the aid of the State thereto, to confer banking powers and privileges upon the same, and for other purposes. The committee recommend that the accompanying substitute do pass in place of the original bill.

W A. McDOUGALD,
Chairman.

Mr. Scott, of Floyd, submitted the following report:

Mr. Speaker: The joint committee of the Senate and House of Representatives, to whom was referred the Senate amendment to the tax bill, in reference to a special tax of twenty cents upon the gallon, of liquor sold in quantities less than thirty gallons, beg leave to report that the House committee, with one dissenting voice, adheres to the original House bill, and refuses to concur in the Senate amendment.

The Senate committee adheres to its amendment.

We, therefore, ask to be discharged from the further consideration of said amendment, and ask the appointment of a new committee.

(Signed)

D. SCOTT,
J. E. SHUMATE,
W T. TUMLIN,
E. TWEEDY.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following resolution, to-wit:

A resolution authorizing the Clerk of the House and Secretary of the Senate to turn over the State printing to J. W. Burke.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following House bill with certain amendments, in which they ask the concurrence of the House:

A bill to be entitled an act to incorporate the Ocean Bank of Brunswick.

They have also passed the following bills:

A bill to be entitled an act for the relief of William F. Attaway as security.

Also, a bill to be entitled an act to repeal the last clause of section 584 of the revised Code of Georgia.

Also, a bill to be entitled an act to prevent the digging of Ginseng in this State before the first day of September in each and every year, and to provide the penalty therefor.

Also, a bill to be entitled an act to amend and change the several acts incorporating the town of Thomasville, in the county of Thomas.

Also, a bill to be entitled an act to alter and change the line between the counties of DeKalb and Henry, so as to include in the county of Henry the residence of John Callaway.

Also, a bill to be entitled an act to change the line between the counties of Union and Towns.

Also, a bill to be entitled an act to reduce the bonds of the Sheriffs of Appling and Wayne counties.

Also, a bill to be entitled an act to require plaintiffs in an *onus* of judgments or decrees rendered in any of the Courts of this State to be enforced, out of the county, when rendered against property which has passed through the possession of the defendants, to be recorded in the county in which the same is to be enforced, and for other purposes.

Also, a bill to be entitled an act for the relief of Hamlin Hudgens, of DeKalb county, security on the bond of John Hudgens, indicted at the March Term, 1865, of the Superior Court of Gwinnett county, Georgia, for larceny.

Also, a bill to be entitled an act for the relief of G. L. Roberts and Rebecca Matthis, of the county of Union, from the payment of a certain bond therein specified.

Also, a bill to be entitled an act to grant exemptions to certain members of the Stonewall Fire Engine Company, No. 1.

Also, a bill to be entitled an act to incorporate the Spaulding County Mutual Life Assurance Society of Georgia.

Also, a bill to be entitled an act to incorporate the People's Mutual Life Insurance Company of Georgia.

Also, a bill to be entitled an act to incorporate an Insurance Company in the city of Macon, Georgia, to be called "The Cotton States' Life Insurance Company."

Also, a bill to be entitled an act to incorporate the White Manufacturing Company, of Elbert county.

Also, a bill to be entitled an act to incorporate the Vandyke Hydraulic Hose Gold Mining Company

The following message was received from his Excellency, the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following resolution, to-wit:

A resolution authorizing R. H. Fleming, deceased, Clerk of the House of Representatives, to receive the *per diem* from the date his services commenced.

Mr. Holden, from the Committee on Enrollment, made the following report :

Mr. Speaker: The Committee on Enrollment report as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House, the following acts and joint resolution, to wit :

An act to incorporate the Schofield Rolling Mill Company.

Also, an act to amend an act to incorporate the Dawson Manufacturing Company.

Also, a joint resolution to authorize Madison Bell, Comptroller General, to transfer the entries upon said temporary books to the books kept by Col. John T. Burns, in order that one set of books may contain the official acts of both of the late Comptrollers General, and to authorize said Madison Bell, Comptroller General, to employ a suitable clerk to execute said work.

The following message was received from the Senate through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following bill, which I am directed to transmit forthwith to the House :

A bill to change the time of holding the Superior Courts in the Coweta Circuit.

Mr. Speaker: The Committee on New Counties and County Lines have had under consideration the following bills, and beg leave to make the following report :

A bill to change the line between the counties of Cherokee and Pickens. They recommend the same do pass.

A bill to change the county lines between the counties of Macon and Taylor. They recommend the same do pass.

A bill to lay out and organize a new county out of the counties of Campbell, Fayette and Coweta, and to add a portion of Campbell county to the county of Coweta, etc., which they recommend do not pass.

A bill to change the line between the counties of Pickens and Cherokee, which they recommend do pass.

A bill to change the lines between the counties of Lumpkin and Dawson, so as to add certain lots of land to Lumpkin which are now in Dawson county, which they recommend do pass.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have adopted the report of the Committee of Conference on the Tax Bill, asking the appoint-

ment of a new committee of conference. They have appointed as said committee, on their part, Messrs. Burns, Merrill and Harris, and they ask the appointment of a like new committee on the part of the House.

On motion, a new committee was appointed on the part of the House on said bill, consisting of Messrs. Hudson, Kelley, Harper, of Terrell, Tate, of Elbert, and Smith, of Ware.

The House took up the Senate amendment to the bill incorporating the Ocean Bank of Brunswick, and concurred in the same.

The House took up the report of the committee on the bill amendatory of the charter of the Atlanta Medical College.

Mr. Harper, of Terrell, moved the indefinite postponement of the bill, and pending the consideration thereof, the House adjourned until 3 o'clock, P. M.

TUESDAY AFTERNOON.

3 o'clock, P. M.

The House met pursuant to adjournment, and resumed the consideration of the unfinished business of the morning session, to-wit:

The motion to indefinitely postpone the bill amendatory of the charter of the Atlanta Medical College.

Mr. Scott, of Floyd, called the previous question, and upon sustaining the same the ayes and nays were required to be recorded, and resulted in ayes, 40, nays 74.

Those voting in the affirmative, are Messrs:

Brinson,	Harper, of Terrell,	Rice,
Burton,	Hillyer,	Rosser,
Butt,	Humber,	Rouse,
Byne,	Hundley,	Saussey,
Clarke,	Kellogg,	Scott, of Floyd,
Cleghorn,	Kimbrough,	Scott, of Columbia,
Cloud,	Lane,	Seale,
Cobb,	McCullough,	Shackleford,
Ellis, of Spaulding,	McDougald,	Smith, of Coffee,
Erwin,	Madden,	Sparks,
Fincannon,	Nunn,	Walthal,
George,	Parke, of Gwinnett,	Williams, of
Harrison, of	Paulk,	Morgan,
Franklin,	Pepper,	Wilcox.

Those voting in the negative, are Messrs :

Anderson,	Geiger,	McComb,
Ayer,	Glover,	Maul,
Barnum,	Gober,	Nash,
Bethune,	Goff,	Nisbet,
Bradford,	Gray,	Osgood,
Brassell,	Hall, of Bulloch,	Parke, of Greene,
Burtz,	Hamilton,	Pearson,
Caldwell,	Haren,	Penland,
Carpenter, of	Harris,	Perkins, of
Hancock,	Harper, of Sumter,	Cherokee,
Carson,	Higdon,	Phillips,
Chambers,	Hill,	Prudden,
Crawford,	Hitchcock,	Rainey,
Cunningham,	Holden,	Rumph,
Darnell,	Hook,	Sisson,
Davis,	Hooks,	Smith, of Ware,
Drake,	Hopkins,	Smith, of Macon,
Donaldson,	Hudson,	Sorrells,
Ellis, of Gilmer,	Johnson, of Towns,	Strickland,
Evans,	Kytle,	Tweedy,
Farmer,	Lastinger,	Warren, of Quitman,
Fitzpatrick,	Lee,	Watkins,
Flournoy,	Long,	Wilcher,
Ford,	McArthur,	Williams, of Dooly,
Fowler,	McCormick,	Zellner.
Franks,		

Ayes, 40; nays 74. So the call for the previous question was not sustained.

After a lengthy discussion the previous question was called and sustained, and the motion to indefinitely postpone was lost.

Mr. Sisson, of Fulton, offered a substitute for said bill, which, on motion, was laid on the table.

The report of the committee was then agreed to, the bill was read the third time and passed.

On motion, the House adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, September 30, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Mr. Scott, of Floyd, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the bill amendatory of the charter of the Atlanta Medical College.

The previous question was called and sustained, and the motion to reconsider was lost.

Mr. Hudson, from the conference committee on the Tax Bill submitted the following report :

Mr. Speaker: The conference committee on the Tax Bill, have agreed, (one dissenting) to strike out "twenty cents" and insert "ten cents."

On motion, said report was taken up and adopted.

Leave of absence was granted to Mr. Hook, of Milton, on account of sickness, and to Mr. Smith, of Ware, for the balance of the session, after Friday next, on special business.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following bills:

A bill to be entitled an act to repeal an act to prescribe the mode of electing the Mayor and Members of Council of the city of Atlanta.

Also, a bill to be entitled an act to relieve Henry L. Carroll and Rebecca Matthis, of the county of Union, from the payment of a forfeited recognizance therein specified.

Also, a bill to be entitled an act to provide for the manner and time of hearing and determining causes by writ of *quo warranto*.

Also, a bill to be entitled an act to authorize Margaret W. Crew, of the county of Marion, to contract marriage, and for other purposes.

Also, a bill to be entitled an act to change the line between the counties of Calhoun and Early.

Also, a bill to be entitled an act to relieve Lambert C. Cook, of the county of Union, from the payment of, and liability upon, a certain forfeited recognizance therein specified.

Also, a bill to be entitled an act to change the county line between the counties of Macon and Sumter.

Also, a bill to be entitled an act for the relief of Davis P. Vickory, of Coweta county.

Also, a bill to be entitled an act to relieve James N. Moss, a minor, of Thomas county.

Also, a bill to be entitled an act to alter and amend section fifth of the act incorporating the town of Weston.

Also, a bill to be entitled an act to give persons who may be employees in and about any steam saw mill located in the State of Georgia, or to any person or persons who may furnish any steam saw mill so located with timber, saw logs, or provisions, or with anything necessary to carry on the work of said mill, a lien of the highest dignity upon said mill for dues, wages, debts or demands, that she or he may have against the owner, agent, or lessee of said mill.

The House took up the report of the committee on the bill to incorporate the Atlanta Trade Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the John King Banking Company of Columbus.

The report of the committee was agreed to, the bill was read the third time, and a two-third vote being necessary to its passage, the ayes and nays were required to be recorded, and resulted in ayes, 124 ; nays 0.

Those voting in the affirmative, are Messrs :

Anderson,	Davis,	Harris,
Ayer,	Drake,	Harper, of Sumter,
Ballanger,	Ellis, of Spaulding,	Harper, of Terrell,
Barclay,	Erwin,	Harden,
Barnum,	Evans,	Higdon,
Bennett,	Farmer,	Hill,
Bethune,	Felder,	Hillyer,
Brewster,	Fincanon,	Holden,
Brinson,	Ford,	Hooks,
Brown,	Fowler,	Hopkins,
Burton,	Franks,	Hudson,
Burtz,	George,	Humber,
Butt,	Glover,	Hundley,
Byne,	Geiger,	Johnson, of Towns,
Caldwell,	Gober,	Kellogg,
Carpenter, of	Goff,	Kytile,
Hancock,	Gray,	Lane,
Chambers,	Hall, of Bulloch,	Lastinger,
Clarke,	Hall, of Meriwether,	Lee,
Cleghorn,	Hamilton,	Lindsay,
Cloud,	Harkness,	Long,
Crawford,	Haren,	McArthur,
Cunningham,	Harrison, of	McCormick,
Darnell,	Franklin,	McCullough,

McDougald,	Perkins, of Dawson,	Smith, of Coffee,
McComb,	Phillips,	Smith, of Ware,
Madden,	Price,	Smith, of Macon,
Matthews,	Prudden,	Sorrells,
Maull,	Rainey,	Sparks,
Morgan,	Rawls,	Strickland,
Neal,	Rice,	Tate,
Nisbet,	Rouse,	Tweedy,
Osgood,	Rumph,	Walthal,
Page,	Saussey,	Warren, of Quitman,
Parke, of Gwinnet,	Scroggins,	Welchel,
Parke, of Greene,	Scott, of Floyd,	Wilcox,
Paulk,	Seale,	Wilcher,
Pearson,	Shackleford,	Williams, of Morgan,
Penland,	Shumate,	Wilson,
Pepper,	Sisson,	Zellers,
Perkins, of	Smith, of Telfair,	Zellner.
Cherokee,	Smith, of Charlton,	

Ayes, 125; nays, 0. So the bill was passed by a unanimous vote.

On motion, the rule was suspended, and the Senate bill to incorporate the People's Mutual Life Insurance Company of Georgia, was read the first time.

The House took up the report of the committee on the bill to change the time of holding the Superior Court of Bartow county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Etowah Gold Mining Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Turtle River and Screven Railroad Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the charter of the Atlanta Street Railroad Company, to change its name, to confer banking powers on the same, etc.

The report was agreed to, the bill was read the third time, and on its passage the ayes and nays were required to be recorded, and resulted in ayes, 102; nays, 0.

Those voting in the affirmative, are Messrs :

Ayer,	Geiger,	Parke, of Gwinnett,
Barclay,	Gober,	Parke, of Greene,
Barnum,	Gray,	Paulk,
Beard,	Hall, of Bulloch,	Pearson,
Bennett,	Hall, of Meriwether,	Penland,
Bethune,	Hamilton,	Perkins, of
Bradford,	Harkness,	Cherokee,
Brewster,	Haren,	Perkins, of Dawson,
Brown,	Harrison, of	Price,
Buchan,	Franklin,	Rainey,
Burton,	Harper, of Sumter,	Rawls,
Burtz,	Harden,	Rosser,
Butt,	Higdon,	Rouse,
Byne,	Hill,	Rumph,
Carpenter, of	Hillyer,	Saussey,
Hancock,	Hitchcock,	Scott, of Floyd,
Carson,	Holden,	Seale,
Chambers,	Hopkins,	Sisson,
Clarke,	Hudson,	Smith of Telfair,
Cleghorn,	Humber,	Smith, of Charlton,
Cloud,	Hundley,	Smith, of Coffee,
Cobb,	Johnson, of Towns,	Smith, of Ware,
Crawford,	Kellogg,	Sorrells,
Cunningham,	Kytile,	Sparks,
Darnell,	Lane,	Tate,
Davis,	Lastinger,	Warren, of
Drake,	Lee,	Quitman,
Ellis, of Spaulding,	Lindsay,	Welchel,
Evans,	Long,	Wilcher,
Farmer,	McArthur,	Williams of
Fincanon,	McCormick,	Morgan,
Fitzpatrick,	McCullough,	Wilson,
Ford,	McComb,	Wilcox,
Fowler,	Matthews,	Zellars,
Franks,	Maul,	Zellner.
Glover,	Nash,	

Ayes, 102; nays, 0. So the bill was passed.

The bill to reduce the bonds of Clerks, Sheriffs, Treasurer, etc., of this State, was read the third time and lost.

Also, the bill to regulate the enforcement of contracts between landlords and laborers.

The House took up the report of the committee on the bill to authorize the several Ordinaries in this State to issue writs of *habeas corpus*, and hear and determine the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the

bill to change the 7th paragraph of the 1711th section of the Divorce Laws.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to constitute certain persons a Board of Commissioners for the town of Dahlonga.

The report was agreed to, the bill was read the third time and passed.

The following bills were read the third time and lost, to-wit:

A bill to prevent the removal of paupers from one county to another.

Also, a bill to repeal sections 4664, 4665, 4666 and 4667 of Irwin's Code.

Also, a bill to declare in what manner Sheriffs, Clerks, Ordinaries, Administrators, Executors, Guardians and Trustees, shall advertise sales, rules, citations, and other official notices and proceedings.

Also, a bill to change the line between the counties of Webster and Marion.

The bill to prevent hunting on the Sabbath day in this State, was laid on the table.

Also, a bill to fix the number of election precincts in the county of Jefferson, and to locate the same.

Mr. Phillips, Chairman of the Committee on Agriculture and Internal Improvement submitted the following report:

Mr. Speaker: The committee to whom was referred the following bills, beg leave to report that we have had under consideration:

An act to amend an act entitled an act to incorporate the Rome Mutual Insurance Company of Rome, Georgia, and recommend that it do pass.

Also, a bill to authorize the Universal Life Insurance Company, of New York, to make investments in this State, and recommend that it do pass.

Also, a bill to define the liability of all Insurance Companies doing business in this State.

Also, a bill to define the liability of all Agents of all Insurance Companies in this State.

Also, a bill to define the liabilities of Agents of all Insurance Companies not incorporated in this State, and we recommend the passage of a substitute herewith presented in lieu of the two original bills.

All of which is respectfully submitted.

R. W. PHILLIPS,
Chairman.

The House took up the report of the committee on the

bill to extend the time of redemption of all lands sold for taxes in 1867 and 1868 in the county of Fannin.

On motion of Mr. Crawford, the report was amended by making the bill general.

The report, as amended, was agreed to, the bill was read the third time and passed.

The bill to afford relief to honest debtors, was read the third time and laid on the table.

The bill to reduce the bonds of the county officers of Meriwether, was read the third time and lost.

The House took up the report of the committee on the bill to incorporate the Savings Bank of Atlanta.

The report was amended by a inserting a personal liability clause, and, as amended, agreed to. The bill was read the third time, and on its passage the ayes and nays were required to be recorded, and resulted in ayes, 111; nays, 0.

Those voting in the affirmative, are Messrs :

Anderson,	Franks,	McArthur,
Ayer,	George,	McCullough,
Ballanger,	Gober,	McComb,
Bennett,	Goff,	Matthews,
Brewster,	Gray,	Mauil,
Brown,	Gullatt,	Meadows,
Burton,	Hall, of Bulloch,	Morgan,
Burtz,	Hamilton,	Nash,
Butt,	Harkness,	Osgood,
Byne,	Haren,	Page,
Carpenter, of	Harrison, of	Parke, of Gwinnett,
Hancock,	Franklin,	Parke, of Greene,
Carson,	Harris,	Paulk,
Chambers,	Harper, of Sumter,	Pearson,
Clarke,	Harper, of Terrell,	Penland,
Cleghorn,	Higdon,	
Cloud,	Hill,	Perkins, of
Cobb,	Hillyer,	Cherokee,
Crawford,	Hitchcock,	Perkins, of
Cunningham,	Hopkins,	Dawson,
Darnell,	Hudson,	Phillips,
Davis,	Humber,	Price,
Drake,	Hundley,	Prudden,
Donaldson,	Johnson, of Towns,	Rainey,
Ellis, of Spaulding,	Kelley,	Rawls,
Erwin,	Kellogg,	Rice,
Farmer,	Kimbrough,	Rosser,
Felder,	Kytile,	Rouse,
Fincanon,	Lastinger,	Rumph,
Fitzpatrick,	Lee,	Salter,
Ford,	Lindsay,	Saussey,
Fowler,	Long,	Scott, of Columbia,

Seale,	Sorrells,	Williams, of
Shackleford,	Sparks,	Dooly,
Shumate,	Tumlin,	Williams, of
Sisson,	Tweedy,	Morgan,
Smith, of Telfair,	Warren, of	Wilcox,
Smith, of Charlton,	Quitman,	Wilson,
Smith, of Coffee,	Welchel,	Zellner.
Smith, of Macon,	Wilcher,	

Ayes, 111; nays, 0. So the bill was passed.

The House took up the resolution authorizing the Governor to furnish the members of the Legislature and Judicial officers a copy of Harrison's Pamphlet, which was read and adopted.

Mr. Cobb, of Sumter, offered a resolution giving an extension of sixty days time to J. W. Burke, Public Printer, to enable him to finish the printing, etc., which was read and adopted.

The bill to change the line between the counties of Lumpkin and Dawson, so as to add certain lots of land to Lumpkin, was read the third time and lost.

The House took up the report of the committee on the bill to be entitled an act to define the liabilities and duties of Agents of all Insurance Companies in this State, for which, and for another, on the same subject, the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the town of Jefferson, in the county of Jackson.

The report was agreed to, the bill was read the third time and passed.

The bill to reduce the Sheriff's bond of Dooly county, was withdrawn.

The House took up the report of the committee on the bill to incorporate the Southern Life Insurance Company.

The report of the committee on the bill was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the time of holding the Fall Term of the Superior Court of Dawson county.

The report of the committee was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Messrs. Perkins, of Dawson, and Powell, of Decatur, for the balance of the session, on account of sickness.

Mr. Price, of Lumpkin submitted the following report:

Mr Speaker: The Judiciary Committee have had under consideration a joint resolution to authorize the Governor of the State of Georgia to accept the surrender of the charters of the banks in this State under certain circumstances, and recommend that the same do pass.

W P PRICE,
Chairman, pro tem.

On motion, the House adjourned until 3 o'clock, P M.

WEDNESDAY AFTERNOON.

3 o'clock, P M.

The House met pursuant to adjournment.

On motion of Mr. McCullough, the rule was suspended, when he reported a bill to increase the fees of the Sheriff of Jones county.

The bill to allow the State tax of Fayette county for 1868, for building a jail, etc., was read the third time and lost.

The bill to prevent the trespass of stock upon the lands or crops of others without the consent of the owners of the lands or tenant thereof, was indefinitely postponed.

The House took up the report of the committee on the bill to incorporate the Georgia and Alabama Steamboat Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill for the relief of John Schley, James Schley, Robert Hendrick, and their securities, Dempsey H. Bishop and John Schley, was taken up, and, on motion, referred to the Committee on the Judiciary.

The House took up the report of the committee on the bill to allow practising Attorneys to administer oaths in certain cases.

The report was disagreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the Rome Mutual Insurance Company of Rome, Georgia, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the charter of Princeton Factory.

The report of the committee was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following bill :

A bill to be entitled an act to organize a Criminal Court for each county of this State, and I am directed to transmit the same forthwith to the House.

Mr. Holden, Chairman of the Committee on Enrollment reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit :

An act to incorporate the Ocean Bank of Brunswick.

The House took up the report of the committee on the bill to authorize and require the Trustees of the University of Georgia to provide a College for the benefit of Agriculture and the Mechanic Arts in the State of Georgia, under acts of Congress, approved respectively 2d July, 1862, and 14th April, 1864, and for other purposes.

Mr. Lee, of Newton, moved the indefinite postponement of the bill, which motion was lost.

Mr. Shumate moved to strike out the second section, which motion prevailed.

The report of the committee, as amended, was agreed to, the bill was read the third time and passed.

The House took up the joint resolution authorizing the Governor to accept the charters of the several banks in this State.

On motion the same was laid on the table.

The House took up the report of the committee on the bill for the relief of Jane E. Sims, and to create her a *feme sole* as to all her separate property.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Crawford, of Bartow, submitted the following report:

Mr. Speaker : Your joint committee who were appointed to examine into the condition, officers, books, papers, rolling stock, etc., of the Western and Atlantic Railroad, have entered upon that duty, and made partial investigation. After having traveled up and down the road we find the duties necessary to be performed will require more time, in order to make a full and thorough report, than we, your committee, can in justice to our constituency afford to devote to it during the sitting of the Legislature, and from information gained, we deem it highly essential that the investigation be made in compliance with the special request of the incoming as well as the ex-officers of the road, and the committee respectfully ask that they be allowed more time to make a

more thorough investigation, and report at the next session of the Legislature.

M. J. CRAWFORD,
Chairman.

On motion, the report was adopted, and the Speaker added to said committee.

The House took up the report of the committee on the bill to change the line between the counties of Cherokee and Pickens, so as to include all of Wm. Dowda's plantation in the county of Cherokee.

The report of the committee was agreed to, the bill was read the third time and passed.

The Senate bill to organize a Criminal Court for each county in this State, was read the first time.

The House took up the resolution directing the Superintendent of Public Works to revise the map of the State of Georgia, which was read and adopted.

Also, a bill to incorporate the town of Homerville, was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Rachael Box, of the county of Clinch.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Merritt Camp, of the county of Gwinnett.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to exempt from jury duty certain members of the fire companies in the city of Albany, and the Merchants' and Mechanics' Fire Company of the city of Milledgeville.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the town of Barnesville, in Pike county, and to point out the mode of electing Commissioners and other officers of said town, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the time of holding the Superior Court in the county of Marion.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to validate the charter of St. Mary's.

The report of the committee was agreed to, the bill was read the third time and passed.

The following bills were read the third time and lost, to-wit:

A bill to organize Commissioners for the county of Chatham.

Also, a bill in relation to advancements and the distribution of intestates' estates.

Also, a bill to authorize the levy and sale of property under execution by consent of parties.

Also, a bill to authorize the Governor to appoint Tax Collectors and Receivers in counties where vacancies may exist or occur.

Also, a bill to reduce the bond of the Sheriff of Jefferson county.

Also, a bill to compel the police officers in the several cities to wear badges, etc.

Also, a bill to punish trespasses on land, etc.

Also, a bill to authorize the county of Clayton to retain the tax of said county for the purpose of building a jail.

Also, a bill to compel common carriers to provide equal accommodations for passengers without distinction, etc.

Also, a bill to incorporate the American Agricultural and Mineral Land Company.

Also, a bill to aid the county of Bartow in the erection of a Court House.

Also, a bill to establish pauper farms or houses of refuge.

Also, a bill for the relief of former County Solicitors.

Also, a bill to change the time and manner of holding elections in this State.

Also, a bill to establish a State Police.

Also, a bill to prevent the hunting with dogs and killing of deer at certain seasons of the year in certain counties.

Also, a bill to allow the Ordinary of the county of Colquitt to retain the State tax for 1868 for the purpose of building a jail.

Also, a bill to change the line between Irwin and Wilcox.

Also, a bill to reduce the Sheriff's bond of Haralson county.

Also, a bill to reduce the Sheriff's bond of Tatnall.

Also, a bill to prevent the election of free persons of color.

Also, a bill to increase the salary of the Superintendent of the shoe shop of the Penitentiary.

Also, a bill to reduce the Sheriff's bond of Paulding.

Also, a bill to regulate the charges on license of retailers of spirituous liquors in the county of Paulding.

Also, a bill to emit and regulate the hours of a day's labor.

Also, a bill to allow the Ordinaries, and other county

officers in this State, to advertize in such newspapers in this State as they may select.

The bill to make hunting with fire arms upon the lands of another trespass, etc., was withdrawn.

Leave of absence was granted to Mr. Higdon, after Tuesday next, for the balance of the session ; also, to Mr. Nisbet, of Dade, after October 1st ; and to Mr. McDougald, for the balance of the session, on account of sickness ; to Mr. Scott, of Floyd, for one day ; and to Mr. Hardin, Clerk, for to-morrow, on special business.

On motion, the House adjourned until 9 o'clock to-morrow morning.

THURSDAY, October 1, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Adams.

Mr. Price moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill to afford relief to honest debtors, etc., which motion was lost.

Mr. Williams, of Morgan, moved to reconsider so much of the Journal of yesterday as relates to the loss of a bill to prevent the trespass of stock upon lands or crops of another, etc., which motion prevailed.

On motion of Mr. Hudson, the House reconsidered so much of the Journal of yesterday as relates to the passage of the bill to extend the time of redemption of all lands sold for taxes in 1867 and 1868, which motion prevailed.

The House took up the report of the committee on the bill to incorporate the town of Hoganville, in the county of Troup.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to provide for the payment of the interest now due, or to mature on the bonds of the State for the fiscal year 1868.

The report was agreed to, the bill was read the third time and passed.

Mr. Morgan, from the Committee on Finance, submitted the following report :

Mr. Speaker: The Committee on Finance have had under consideration, the following bills to-wit:

A bill to be entitled an act to provide for the payment of the interest now due, and to mature on the bonds of the State for the fiscal year 1868. The committee recommend this bill do pass.

Also, a bill entitled an act to create a department of Agriculture and Immigration for the State of Georgia. The committee recommend this bill be referred back to the House.

H. MORGAN,
Chairman pro tem.

The House took up the report of the committee on the bill to change the line between the counties of Macon and Taylor.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal an act to extend the provisions of an act to amend the several acts now in force to regulate the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Richmond, Bibb, Monroe, Lee, etc.

The report was agreed to, the bill was read the third time and passed.

Mr. Shumate offered a joint resolution for the relief of James Holliman, Tax Collector of the county of Upson, which was read and adopted.

Mr. Kytile offered a resolution requesting the Senate to return to the House, a bill to change the line between White and Habersham, which was read and adopted.

The bill to incorporate a camp ground in the county of Dooly, was laid on the table.

The House took up the report of the committee on the bill to incorporate the Wilmington Railroad Company.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. Holden, Chairman of the Committee on Enrollment, made the following report:

Mr Speaker: The Committee on Enrollment report, as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to provide for setting apart a homestead of realty, etc.

An act to incorporate the Macon Street Railroad Company, and for other purposes.

W. H. HOLDEN, *Chairman.*

The following message was received from the Senate through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following bills:

A bill to be entitled an act to change the terms of the Superior Court of the county of Macon.

Also, a bill to be entitled an act to alter and amend the 4487 section of Irwin's Code.

Also, a bill to be entitled an act to provide for the payment of teachers of common schools, for the year 1868.

Also, a bill to be entitled an act to change the residence of Thomas T. Newbern, of the county of Coffee, to the county of Clinch.

Also, a bill to be entitled an act for the relief of securities, endorsers and guarantors.

Also, a bill to be entitled an act to relieve Amos Hicks, a minor, of Thomas county

Also, a bill to be entitled an act to incorporate the Merchants' Savings Bank of Augusta, Georgia.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have agreed to the report of the Committee of Conference in relation to the following bill :

A bill to be entitled an act to levy and collect a tax for the support of the government for the year 1868, and for other purposes.

The following bills were read the third time and lost :

A bill to amend the 2573d section of Irwin's Code.

Also, a bill to apportion certain sections of roads to be worked by the employees of Concord Manufacturing Company, and thereby exempting them from general road duty.

Also, the bill to allow the county of Taylor the sum of two thousand dollars of State tax, for the year 1868, for the purpose of building a jail in said county.

Also, a bill authorizing Ordinaries and Clerks of the Superior Court in this State to perform the marriage ceremony.

Also, a bill for the relief of Rachael Johnson, of Houston.

Also, a bill to allow James M. Gales, of the county of Bibb, to practice medicine, and collect fees therefor.

Also, a bill to make it a misdemeanor for non-residents to camp hunt for deer, or other wild game, in the county of Paulding, and to provide a punishment therefor.

Also, a bill to allow Mrs. S. A. Cook to act as guardian for her minor child.

The following bills were read the third time and passed, to-wit:

A bill for the relief of Nancy Jones, of Paulding county.

Also, a bill to incorporate the Eatonton and Madison Railroad Company.

Also, a bill to revive and amend an act entitled an act for the building and constructing of a railroad from the town of Athens to or near the town of Clayton, in Rabun county, so as to strike the Blue Ridge Railroad at such point as the stockholders may determine. Also, to extend the Thomas-ton and Barnesville Railroad to Geneva, or some other point on the Muscogee Railroad.

Also, a bill to incorporate the Camilla and Cuthbert Railroad Company.

The bill to lay out and organize a new county from Campbell, Fayette and Coweta, was withdrawn.

The House took up the report of the committee on the bill to enable the owners of mines to draw water from branches, or other head waters, through or over intervening lands.

Mr. McConnell moved to amend as follows:

"*Provided, also*, That in no instance the water shall be drawn from any mill or factory now in operation;" which was agreed to.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the bill to prevent injury to, or destruction of, growing crops in enclosed fields in this State, by persons fishing or hunting for game in the same, without the consent of the owner or owners of said fields, which, on motion, was laid on the table.

The House took up the report of the committee on the bill to authorize the Auditor of the Western and Atlantic Railroad to pay T. C. McCrary one hundred dollars per quarter from the Treasury of said road.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to prescribe the oath to be administered to voters for electors of President and Vice President of the United States, Governor, members of Congress, members of the General Assembly, and County Officers.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to provide for completing the administration and settlement of the estate of Willis J. Whatley, deceased, late of Troup county.

The report was agreed to, the bill was read the third time and passed.

The bill to loan the credit of the State to the Georgia Western Railroad Company, was indefinitely postponed.

Also, the bill for the relief of Harrison J. Sargant.

The bill to amend section 507 of Irwin's Code, was read the third time and lost.

The bill to allow J. E. Franklin, of Burke, to peddle without license, was laid on the table.

The House took up the report of the committee on the bill to change the line between the counties of Pickens and Dawson.

The report of the committee was agreed to, the bill was read the third time and passed.

The following bills were read the third time and passed, to-wit:

A bill to incorporate the town of Thomaston, appoint Commissioners, and for other purposes.

Also, a bill to authorize land owners of the counties of Liberty and Tatnall to remove obstructions from Beard Creek, and for other purposes.

Also, a bill to incorporate the Albany and Columbus Railroad.

Also, a bill to change the terms of the Superior Court of the county of Macon.

Also, a bill for the relief of A. Lewis and brothers, of the county of Upson.

Mr. Turnipseed, of Clay, offered the following resolution, which was read and adopted:

Resolved, That the House of Representatives tender to the citizens of Atlanta their hearty thanks for the grand exhibition of generosity extended them on the evening of the 29th September in a rich and splendid banquet.

The following bills were read the third time and lost, to-wit:

A bill to amend the charter of all cities or incorporations in this State, and to prescribe an additional qualification of voters.

Also, a bill amendatory of an act passed December 15th, 1866, authorizing Executors and Administrators to take back lands sold by them and not paid for.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr Speaker: The Senate have passed, with an amendment, in which they ask the concurrence of the House, the following House bill:

A bill to fix the time for electing Representatives from this State in Congress.

On motion, the House took up said amendment, and concurred in the same.

The following bills were read the third time and lost, to-wit:
 A bill for the relief of the people from usurious contracts made with Loan and Building Associations, and for other purposes.

Also, a bill to repeal section 3798 of the Code of Georgia.

Also, a bill to make certain bonds payable to the several counties in this State, instead of to the Justices of the Inferior Courts, etc.

Leave of absence was granted to Mr. Hall, of Meriwether, on account of indisposition; and to Mr. Sorrells for two days, on special business; and to Mr. Claghorn, of Chatooga, on account of sickness.

On motion, the House adjourned until 3 o'clock, P. M.

THURSDAY AFTERNOON.

3 o'clock, P. M.

The House met pursuant to adjournment.

The bill to define the limits of the Eastern Circuit, to change the times of holding the Superior Court of said Circuit, and to fix the number of terms thereof, and for other purposes, was withdrawn.

The House took up the report of the committee on the bill to incorporate the Georgia Land and Immigration Company.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate, in accordance with a resolution of the House, requesting the Senate to return a certain bill to the House, have directed me to return the House bill to be entitled a act to change the county line between the counties of Habersham and White, and to add a portion of the county of White to the county of Habersham, and for other purposes.

On motion, the mover of said bill was allowed to withdraw the said bill.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following House bill:

A bill to be entitled an act to appropriate a fund for the

burial of the Confederate dead who may be within the limits of this State.

The have also passed the following bills:

A bill to be entitled an act to provide for the drawing of jurors in such counties of this State, and in such of the City Courts thereof, as at the last term of said Courts no jurors were drawn.

Also, a bill to be entitled an act to prevent the felling of trees or casting into water courses, and mill, or other ponds, any vegetable matter that is subject to decay, and to provide the punishment for the same.

Also, a bill to be entitled an act to provide for the drawing of juries for the Superior Court in the county of Chatham.

Also, a bill to be entitled an act to extend the provisions of an act entitled an act to authorize the formation of two Fire Companies in the city of Macon, to be called Protection Fire Company, No. 1, and Ocmulgee Fire Company, No. 2, of the city of Macon, and to confer on the members thereof certain privileges and exemptions, approved February 7th, 1854, to Mechanics' Fire Company, No. 4, of the city of Macon, any law to the contrary notwithstanding.

Also, a bill to be entitled an act to regulate the issue and payment of all orders upon the county Treasury of the different counties of this State.

Also, a bill to be entitled an act to alter and amend the 4333 section of Irwin's Code, relating to the punishment for cattle stealing.

Also, a bill to be entitled an act to repeal section 897 of the Code, which exempts from levy and sale for taxes, property exempted from levy and sale ordinarily.

Also, a bill to be entitled an act to authorize F. W. Daws, of Fannin county, to practice medicine in this State, and for other purposes.

Also, a bill to be entitled an act to permit A. K. Whitfield, of the county of Decatur, to peddle in this State free of license.

Also, a bill to be entitled an act to legalize the action of E. D. Watson, Ordinary of Lee county.

Also, a bill to be entitled an act to expedite the trial of causes in the Superior Courts of the State, in which the Judges upon the bench may have an interest.

Also, a bill to be entitled an act explanatory of, and to carry into effect, section twelve, division two, and article the fifth, of the Constitution of the State of Georgia, and I am directed to transmit the same to the House forthwith.

The House took up the report of the committee on the bill

to create a Department of Agriculture and Immigration for the State of Georgia, and went into consideration of the whole, (Mr. Hudson in the Chair) to consider the same, and having spent some time therein, the committee arose, and reported the same back to the House without amendment.

On motion, said bill was laid on the table.

The House took up the report of the committee on the bill to alter and amend section 3798 of the Code of Georgia.

The report was agreed to, and the bill lost.

The following bills were read the third time and passed :

A bill to alter and amend an act to regulate the manner of giving in lands for taxation, and the sale and redemption thereof, and for other purposes.

Also, a bill to amend an act to incorporate the Pioneer Hook and Ladder Company No. 1, in the town of Athens, and to incorporate the Atlanta Hook and Ladder Company No. 1, in the city of Atlanta.

Also, a bill to define the mode of conducting suits before Justices of the Peace and Notaries Public.

Also, a bill to incorporate the Cavender Creek Hydraulic Mining Company.

Also, a bill authorizing the Ordinaries of the State to appoint arbitrators in certain cases.

Also, a bill to establish game laws in Fulton county.

Also, a bill to incorporate the Auraria, Etowah and Camp Creek Mining Company, of Lumpkin county

Also, a bill to incorporate the Wahoo Mining and Manufacturing Company, and for other purposes.

Also, a bill to change the line between the counties of Pickens and Cherokee.

Also, a bill to incorporate the Dublin Manufacturing Company, and to confer certain privileges thereon.

Also, a bill to incorporate the Georgia Fertilizing Company.

The following bills were read the third time and lost, to-wit:

A bill to define the qualifications of officers, and for other purposes.

Also, a bill to prevent the penning or confining of cattle without permission of the owners.

Also, a bill to reduce the bonds of Sheriff in the county of Polk.

Also, a bill to exempt practicing physicians from taxation.

Also, a bill to assess and collect a tax on all sheep over thirty head belonging to one person, etc.

Also, a bill to amend the 640th section of Irwin's Code, etc.

Also, a bill to empower Justices of the Peace to try cases of simple larceny, etc.

Also, a bill to authorize the Treasurer of the State to refund money to A. V. Brumby.

Also, a bill to amend the 4338th section of Irwin's Code.

Also, a bill to authorize the Judge of the Eastern Circuit to draw jurors for the Superior Court of Chatham county, etc.

Also, a bill to dispense with the District Court in the 41st Senatorial District.

Also, a bill to lay out and organize six additional circuits in this State.

Also, a bill to fix the salaries of the District Judge and District Attorneys in the 2d Senatorial District.

Also, a bill for the relief of the people of Georgia, and to prevent the levy and sale of property.

Also, a bill to vacate the municipal offices of this State, and to provide for the appointment of officers to fill the same, etc.

Also, a bill to prohibit the sale of property by virtue of any executions, orders, warrants, etc.

Also, a bill to carry into effect the provisions of the Constitution with regard to District Courts.

Also, a bill to increase the number of Judicial Circuits in this State, etc.

Also, a bill to organize a District Court, define its jurisdiction, etc.

Also, a bill to abolish the District Court provided for in the Constitution.

Also, a bill to incorporate the Immigrant's Georgia Homestead Association.

Also, a bill to require the Judge of the Superior Court to hold four terms in each county.

The following bills were read the third time and indefinitely postponed.

A bill to provide for the payment of teachers of common school for the year 1868.

Also, a bill to appropriate from the Treasury of the State five hundred dollars for removing obstructions from Scull's Creek, etc.

Also, a bill to prohibit and punish dealing and betting at Faro, and to prescribe the mode of bringing offenders to punishment.

Also, a bill to alter and amend section 4842, Revised Code, prescribing the civil jurisdiction of Justices of the Peace for the several districts for the city of Savannah, etc.

Also, a bill to regulate the admission of insane persons into the Lunatic Asylum.

Also, a bill for the relief of Wm. W. Baker, of Whitfield county.

Also, a bill to authorize the book keeper and salesman of the Penitentiary to employ a clerk.

Also, a bill to assess a tax on the land in Jefferson county for school purposes.

The House took up the report of the committee on the bill for the relief of R. L. Rodgers, of the county of Bartow.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the bill to allow and authorize Guardians to invest the funds of their wards in lands, railroad stock, etc., which, on motion, was laid on the table.

Also, the bill to authorize John F. Alford to settle with his ward, Z. V. Alford.

Also, a bill for the relief of D. and H. Beusse, of the county of Clarke.

The bill to confer upon the several Ordinaries the same criminal jurisdiction heretofore exercised by County Courts, was withdrawn.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following bills:

A bill to be entitled an act to relieve Thomas Adams from pains and penalties as security on the bond of William Willy.

Also, a bill to be entitled an act to provide for the service of summons, and for appeals in Justices' Courts, and for other purposes.

Also, a bill to be entitled an act to change the line between the counties of Gilmer and Fannin in this State.

Also, a bill to be entitled an act to change the line between the counties of Polk and Haralson, so as to add to the county of Haralson, lots of land 401, 402, 472 and 473.

Also, a bill to be entitled an act in relation to noting and protesting promissory notes or bills of exchange.

Also, a bill to be entitled an act to explain an act entitled an act to levy and collect a tax for the support of the government for the year 1868, and for other purposes.

Also, a bill to be entitled an act to continue in office Judges of the Superior Court in certain cases therein mentioned, and I am directed to transmit the same forthwith to the House.

The following Senate bills were read the second time and committed for a third reading, to-wit:

A bill to legalize certain marriages, and relieve the parties thereto from pains and penalties.

Also, a bill to provide an additional way of paying insolvents cost.

Also, a bill to incorporate the Central Georgia Mutual Life Insurance Company.

Also, a bill to incorporate the Georgia Mascnic Mutual Life Insurance Company.

Also, a bill to incorporate the Hightower Manufacturing and Mining Company.

Also, a bill to alter and amend 4330 section of Irwin's Code, changing penalty of horse stealing, etc.

Also, a bill to increase the capital and define the powers of the Georgia Railroad and Banking Company.

Also, a bill to define the duties and liabilities of the Georgia Insurance Companies, and their Agents, doing business in this State.

Also, a bill to incorporate the Georgia and Alabama Life Insurance Association.

Also, a bill to incorporate the Southern Life Insurance Company.

Also, a bill to change the line between the counties of Randolph and Terrell, so as to include the residence and farm of James W Bone, within the limits of Terrell county.

Also, a bill to organize a Criminal Court for each county in this State.

Also, a bill to be entitled an act of incorporation of the Georgia Fire and Marine Insurance Company.

Also, a bill to authorize Executors and Administrators, residents of any other State of the United State, to sell and convey real estate of their testators or intestates recovered by suits at law in this State, by said Executors or Administrators, under the same rules and regulations as are now prescribed for Executors and Administrators resident in this State.

Also, a bill for the relief of the chartered Banks, and their officers and agents of this State.

Also, a bill to incorporate the Fort Valley Loan and Trust Company.

Also, a bill to incorporate the People's Mutual Life Insurance Company of Georgia.

Also, a bill to incorporate the town of Grantville, in the county of Coweta, etc.

Also, a bill to authorize the Secretary of State to have the great seal of the State re-engraved and renewed.

Also, a bill to fix the compensation for taking down in writing, the evidence on charges of felony.

Also, a bill to amend the charter of the Macon and Augusta Railroad Company.

Also, a bill to amend the 3604 section of the Revised Code of Georgia.

Also, a bill to carry into effect article one, section twenty-three, of the Constitution of this State.

Also, a bill for the relief of Anderson Gay, of Savannah.

Also, a bill to amend the charter of the city of Albany.

Also, a bill to amend the 2489 paragraph of the new Code of Georgia, and to allow sureties on Administrators' bonds to make returns in certain cases.

Also, a bill to incorporate the Warsaw Mining Company.

Also, a bill to incorporate the Chattahoochee Manufacturing Company.

Also, a bill to prescribe the mode of appointing Notaries Public, and to render valid their acts.

Also, a bill to authorize the sale of the real estate of the Fletcher Institute, and to re-invest the proceeds of said sale.

Also, a bill to incorporate the Griffin Loan Trust and Savings Institution.

The following Senate bills were read the first time, to-wit :

A bill to incorporate the Macon Street Railroad Company, and for other purposes.

Also, a bill for the relief of Hamlin Hudgens, of DeKalb county, security on the bond of John Hudgens, indicted at the March Term, 1865, of the Superior Court of Gwinnett county.

Also, a bill to relieve Amos Hicks, a minor, of Thomas county.

Also, a bill to repeal an act to prescribe a mode of electing the Mayor and Members of Council of the city of Atlanta.

Also, a bill to incorporate the White Manufacturing Company of Elbert county.

Also, a bill to continue in office Judges of the Superior Courts in certain cases therein mentioned.

Also, a bill in relation to noting and protesting promissory notes and bills of exchange.

Also, a bill to prevent the digging of ginseng in this State before the first day of September in each and every year, and provide the penalty therefor.

Also, a bill to give to persons who may be employed in and about any steam saw mill, located in the State of Georgia, or to any person or persons who may furnish any saw mill so located with timber, saw logs, or provisions, or with anything necessary to carry on the work of said mill, a lien of the highest dignity upon said mill for dues, wages, debts, or demands, that he, she or they may have against the owner, agent, or lessee of said mill.

Also, a bill to incorporate an Insurance Company in the city of Macon, Georgia, to be called "The Cotton States Life Insurance Company."

Also, a bill for the relief of William F. Attaway as security.

Also, a bill to relieve Henry L. Carroll and Rebecca Matthis, of the county of Union, from the payment of a certain recognizance therein specified.

Also, a bill for the relief of G. L. Roberts and Rebecca Matthis, of the county of Union, from the payment of a certain bond therein specified.

Also, a bill to relieve Lambert C. Cook, of the county of Union, from the payment and liability upon a certain forfeited recognizance therein specified.

Also, a bill to alter and amend section fifth of the act incorporating the town of Weston.

Also, a bill to reduce the bonds of the Sheriffs of Apping and Wayne counties.

Also, a bill to change the line between the counties of Gilmer and Fannin in this State.

Also, a bill to alter and amend the 4487th section of Irwin's Code.

Also, a bill to change the county line between the counties of Macon and Sumter.

Also, a bill to provide for the payment of teachers of common schools for the year 1868.

Also, a bill to provide for the manner and time of hearing and determining causes by writs of *quo warranto*.

Also, a bill to change the time of holding the Superior Courts in the Coweta Circuit.

Also, a bill to change the terms of the Superior Court for the county of Macon.

Also, a bill for the relief of securities, endorsers and guarantors.

Also, a bill to amend and change the several acts incorporating the town of Thomasville, in the county of Thomas.

Also, a bill for the relief of Davis P. Vickery, of Coweta county.

Also, a bill to change the residence of Thomas T. Newborn, of the county of Coffee, to the county of Clinch.

Also, a bill to change the lines between the counties of Calhoun and Early.

Also, a bill to relieve Thomas Adams from pains and penalties as security on the bond of William Willy.

Also, a bill to so change the lines between the counties of Polk and Haralson, as to add to the county of Haralson lots of land Nos. 401, 402, 472 and 473.

Also, a bill to be entitled an act to provide for the service of summons, and for appeals in Justices' Courts, and for other purposes.

Also, a bill to be entitled an act to alter and amend the 4322d section of Irwin's Code, changing penalty of burglary in the night from death to Penitentiary offense.

Also, a bill to be entitled an act to repeal the last clause of section 584 of the Revised Code of Georgia.

Also, a bill to be entitled an act to incorporate the Spaulding County Mutual Life Insurance Society of Georgia.

Also, a bill to be entitled an act to change the line between the counties of Union and Towns.

Also, a bill to be entitled an act to grant certain exemptions to certain members of the Stonewall Fire Engine Company No. 1.

Also, a bill to be entitled an act to incorporate the Merchants' Savings Bank of Augusta, Georgia.

Also a bill to be entitled an act to explain an act entitled an act to levy and collect a tax for the support of the government for the year 1868, and for other purposes.

Also, a bill to be entitled an act to relieve James N. Moss, minor, of Thomas county.

Also, a bill to be entitled an act to require plaintiffs in an *onus* of judgments or decrees rendered in any of the courts of this State, to be enforced out of the county, when rendered against property which has passed through the possession of the defendants, to be recorded in the county in which the same is to be enforced, and for other purposes.

Also, a bill to be entitled an act to alter and change the line between the counties of DeKalb and Henry, so as to include in the county of Henry the residence of John Calaway.

Also, a bill to be entitled an act to authorize Martha W. Crew, of the county of Union, to contract marriage, and for other purposes.

Also, a bill to be entitled an act to incorporate Vandyke Hydraulic Hose Gold Mining Company.

Also, a bill to be entitled an act to give persons who may be employees in and about any steam saw mills, located in the State of Georgia, or to any person or persons who furnish any steam saw mill, so located, with timber, saw logs, or provisions, or with anything necessary to carry on the work of said mill, a lien of the highest dignity upon said mill for dues, wages, debts, or demands, that he, she, or they, may have against the owner, agent, or lessee, of said mill.

The hour of adjournment having arrived, the House stood adjourned till to-morrow morning 9 o'clock.

FRIDAY, October 2, 1868.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev Mr. Crumley.

Mr. Price moved to reconsider so much of the Journal of yesterday, as relates to the action of the House on the bill to incorporate the Immigrant Georgia Homestead Association, which motion prevailed.

Mr. Bethune, of Talbot, moved a reconsideration of so much of the Journal of yesterday, as relates to the action of the House on the bill to prevent injury by fishing and hunting in enclosed lands, etc., but withdrew said motion.

Mr. Cobb moved a reconsideration of so much of the Journal, as relates to the action of the House upon the bill to apportion certain sections of roads to persons engaged by Concord Factory, and exempt them from general road duty, which motion was lost.

The House took up the bill to prevent injury to, or destruction of, growing crops in enclosed fields in this State, by persons fishing or hunting for game in the same without the consent of the owners, etc.

The bill was amended by exempting certain counties from the provisions of the act, and otherwise amended.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to regulate the fees of Solicitors General, and other officers of Court.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of John Schley, James Schley and Robert Hendricks, and their securities, Dempsey F. Bishop and John Schley.

The report was agreed to, the bill was read the third time and passed,

The bill to relieve James Holliman, Tax Collector of Upson county, was withdrawn.

The bill to change the Code, sections 1466 and 1467, and to place milling on the same footing with other private property, was indefinitely postponed.

The House took up the report of the committee on the bill to increase the fees of the Sheriff of Jones county.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the

bill declaring Carey J. Thornton eligible to the office of Solicitor General.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to make uniform all election tickets used at elections in this State.

The report of the committee was agreed to, the bill was read the third time, and on its passage, the ayes and nays were required to be recorded, and resulted in ayes, 52; nays, 44.

Those voting in the affirmative, are Messrs:

Anderson,	Gober,	Penland,
Ballanger,	Goff,	Rainey,
Barnum,	Grimes,	Rawls,
Burton,	Hall, of Bulloch,	Rosser,
Butt,	Harkness,	Saussey,
Byne,	Harper, of Sumter,	Seale,
Carpenter, of	Hill,	Shackleford,
Hancock,	Hitchcock,	Smith, of Telfair,
Cobb,	Humber,	Smith, of Macon,
Crawford,	Hundley,	Sparks,
Drake,	Kelley,	Tate,
Donaldson,	Kellogg,	Turnipseed,
Farmer,	Long,	Walthal,
Felder,	McComb,	Warren, of
Fincanon,	Nisbet,	Quitman,
Ford,	Nunn,	Wilcher,
Fowler,	Parke, of Greene,	Wilson,
George,	Pearson,	Wilcox.
Geiger,		

Those voting in the negative, are Messrs :

Ayer,	Franks,	Madison,
Barclay,	Gray,	Osgood,
Barrett,	Hamilton,	Price,
Bell,	Harrison, of	Read,
Bethune,	Franklin,	Rice,
Brewster,	Harper, of Terrell,	Salter,
Brinson,	Harden,	Shumate,
Bryant,	Higdon,	Strickland,
Caldwell,	Hillyer,	Tweedy,
Chambers,	Holden,	Watkins,
Cunningham,	Hopkins,	Welchel,
Ellis, of Gilmer,	Johnson, of Towns,	Williams, of Dooly,
Erwin,	Kyle,	Williams of Morgan,
Evans,	Lindsay,	Zellers,
Fitzpatrick,	Madden,	Zellner.

Ayes, 52; nays, 44. So the bill was passed.

Leave of absence was granted to Mr. Ellis, of Gilmer, for the balance of the session; to Mr. Smith, of Coffee, who is sick in his room, and to Mr. Lastinger, to wait on him; and to Mr. Barrett, of Laurens, who is sick in his room.

The House took up the report of the committee on the bill to alter and amend an act to change the place of holding the gal sales in the county of Muscogee.

The report of the committee was agreed to, the bill was read the third time and time and passed.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have concurred in a resolution of the House, authorizing and requesting his Excellency, the Governor, to take charge of, and receipt for bonds and currency belonging to the State in the hands of Agents.

The following Senate bills were read the third time and passed, to-wit:

A bill to incorporate the Griffin Loan, Trust and Savings Institution.

Also, a bill to alter and amend the 4330th section of Irwin's Code, changing penalty of horse stealing from death to Penitentiary.

Also, a bill to incorporate the Southern Life Insurance Company.

Also, a bill to incorporate the Fort Valley Loan and Trust Company.

Also, a bill to amend the charter of the city of Albany.

Also, a bill to incorporate the Georgia Loan and Trust Company.

Also, a bill to legalize certain marriages and relieve the parties thereto from pains and penalties.

Also, a bill to incorporate the Macon Street Railroad Company, and for other purposes.

Also, a bill to increase the capital and define the powers of the Georgia Railroad and Banking Company.

Also, a bill to authorize the sale of the real estate of the Fletcher Institute, and re-invest the proceeds of said sale.

The House took up the Senate amendment to the bill to authorize the Macon and Brunswick Railroad to extend a branch of said road from the town of Hawkinsville to Fort Valley, and concurred in the same.

The bill to amend the 526th section of Irwin's Code, so as to require suits against counties to be brought against the Court of Ordinary, was indefinitely postponed.

The House took up the report of the committee on the bill to extend the aid of the State to the Macon and Augus-

ta Railroad Company, the same being the special order of the day.

The previous question was called and sustained, and upon the passage of the bill the ayes and nays were required to be recorded, and resulted in ayes, 55 ; nays, 41.

Those voting in the affirmative, are Messrs :

Ayer,	Fitzpatrick,	Parke, of Greene,
Barclay,	Franks,	Pearson,
Barnum,	Geiger,	Price,
Bell,	Grimes,	Prudden,
Bethune,	Hall, of Bulloch,	Read,
Bryant,	Hamilton,	Rice,
Burton,	Hill,	Rosser,
Byne,	Hillyer,	Rouse,
Caldwell,	Holden,	Smith, of Charlton,
Carpenter, of	Humber,	Sparks,
Hancock,	Hundley,	Tumlin,
Carson,	Johnson, of Towns,	Tweedy,
Chambers,	Lindsay,	Walthal,
Cobb,	McCullough,	Warren, of Quitman,
Cunningham,	McComb,	Wilson,
Drake,	Madden,	Wilcox,
Ellis, of Gilmer,	Neal,	Zellers,
Ellis, of Spaulding,	Nisbet,	Zellner.
Fincanon,	Parke, of Gwinnett,	

Those voting in the negative, are Messrs :

Anderson,	Harkness,	Nunn,
Ballanger,	Harrison, of	Penland,
Bennett,	Franklin,	Perkins, of
Brewster,	Harper, of Terrell,	Cherokee,
Burtz,	Harden,	Rawls,
Butt,	Higdon,	Rumph,
Erwin,	Hopkins,	Salter,
Felder,	Kelley,	Saussey,
Flournoy,	Kytle,	Seale,
Ford,	Lane,	Shackleford,
Fowler,	Lee,	Shumate,
George,	Long,	Strickland,
Gober,	Madison,	Tate,
Goff,	Nash,	Welchel,
Gray,		

Ayes, 55 ; nays, 41. So the bill was passed.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following bills :

A bill to be entitled an act to incorporate the Gainesville, Dahlonga and Ducktown Railroad Company.

They have also passed the following House bill :

A bill to be entitled an act to authorize an advance of payment to J. W. Burke, State Printer, for the present session of this General Assembly.

The House took up the report of the committee on the bill to change the line between the counties of Randolph and Terrell, so as to include the residence and farm of James W. Bone within the limits of Terrell county.

The report was agreed to, the bill was read the third time and passed.

The following Senate bills were read the third time and passed, to-wit :

The bill to define the duties and liabilities of Foreign Insurance Companies, and their Agents, doing business in this State.

Also, a bill to incorporate the Hightower Manufacturing Company, etc.

Also, a bill to incorporate the White Manufacturing Company, of Elbert county.

Also, a bill to incorporate the People's Mutual Life Insurance Company of Georgia.

Also, a bill to incorporate the Chattahoochee Manufacturing Company, and for other purposes.

Also, a bill to be entitled an act to incorporate the Georgia Masonic Mutual Life Insurance Company

Also, a bill for the relief of Hamlin Hudgens, of DeKalb county, security upon the bond of John Hudgens, etc.

The Senate bill to provide an additional way of paying insolvent costs, was laid on the table.

The following Senate bills were read the third time and passed, to-wit :

A bill to incorporate the Central Georgia Mutual Life Insurance Company.

Also, a bill to prescribe the mode of appointing Notaries Public, and to render valid their acts.

Also, a bill to incorporate the Warren Mining Company.

Leave of absence was granted to Mr. Caldwell till Monday next; to Mr. Barnum for to-morrow; to Mr. Kellogg, of Forsyth, for the balance of the session after Saturday next; to Mr. Cobb until Tuesday next on important business; to Mr. Cloud, of Clayton, for the remainder of the session; to Mr. Walthal, of Polk, for to-morrow; to Messrs. Williams, of Morgan, Harper, of Terrell, and Harper, of Sumter, for one day.

On motion the House adjourned until 3 o'clock, P. M.

FRIDAY AFTERNOON.

3 o'clock, P M.

The House met pursuant to adjournment.

The following Senate bills were read the third time and passed.

A bill to incorporate the Georgia and Alabama Life Insurance Association.

Also, a bill to amend the 2489th paragraph of the new Code of Georgia, and to allow securities on Administrators' bonds, to make returns in certain cases.

The following Senate bills were read the second time, and committed for a third reading:

A bill to change the line between the counties of Calhoun and Early.

Also, a bill to repeal an act to prescribe the mode of electing the Mayor and Council of the city of Atlanta.

Also, a bill to change the time of holding the Superior Courts of the Coweta Circuit.

The House took up the report of the committee on the bill to incorporate the Atlanta Mutual Insurance Society.

The report of the committee was agreed to, the bill was read the third time and passed.

The following Senate bills were read the third time and passed, to-wit:

A bill to fix the compensation for taking down in writing, the evidence on charges of felony

Also, a bill to authorize the Executors and Administrators, resident of any other State in the United States, to sell and convey real estate of their testators or intestates, recovered by suits at law in this State. by said Executors or Administrators under the same rules and regulations as are prescribed for Executors and Administrators residents of this State.

Also, a bill to amend the charter of the Macon and Augusta Railroad Company.

Also, a bill to amend the 3604 section of the Revised Code of Georgia.

Also, a bill to alter and amend the 4322 section of Irwin's Code, changing penalty of burglary in the night, from death, to Penitentiary offence.

The Senate bill for the relief of chartered Banks, and their officers and agents of this State, was laid on the table.

The House took up the report of the committee on the Senate bill for the relief of Anderson Gay, of Emanuel county.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. McCullough, from the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, the following acts to-wit:

An act to appropriate a fund for the burial of the Confederate dead who may be within the limits of this State.

Also, an act to fix the time for holding elections for Representatives to Congress from this State.

Also, an act to levy and collect a tax for the support of the Government for the year 1868, and for other purposes.

Also, a resolution ratifying the sale of the Court House and Jail lots in the county of Bibb.

Also, an act to authorize an advance of payment to J. W. Burke, State Printer, for the present session of this General Assembly.

Also, a resolution authorizing and requesting his Excellency, the Governor, to take possession of, and receipt for all Bonds or currency belonging to the State, now in the hands of Agents heretofore authorized to have and hold said Bonds.

The House took up the report of the committee on the Senate bill to organize a Criminal Court for each county in this State.

The report was amended, and as amended, agreed to, the bill was read the third time and passed.

The following Senate bills were read the third time and passed, to-wit:

A bill to incorporate the town of Grantville, in the county of Coweta, and for other purposes.

Also, a bill to incorporate the Georgia Fire and Marine Insurance Company.

Also, a bill to incorporate the Georgia Marble Works, and for other purposes.

Mr. Morgan submitted the following report:

Mr. Speaker: The Committee on Finance have had a bill under consideration:

An act to authorize his Excellency, the Governor, to draw his warrant on the Treasury in favor of John J. Boswell, for services in small pox cases. The committee recommend this bill do not pass.

H. MORGAN,
Chairman pro tem.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the

Speaker of the House of Representatives, the following act, to-wit:

An act to authorize the Macon and Brunswick Railroad Company to extend a branch of said railroad from the town of Hawkinsville, in Pulaski county, to the town of Fort Valley, in the county of Houston.

The following Senate bills were read the second time, and committed for a third reading to-wit:

A bill to change the line between the counties of Gilmer and Fannin.

Also, a bill to alter and amend the 4487th section of Irwin's Code.

Also, a bill to change the county line between the counties of Macon and Sumter.

Also, a bill to give to persons employed in or about steam saw mills a lien of higher dignity than any other lien, etc.

Also, a bill to provide for the manner and time of hearing and determining causes by writ of *quo warranto*.

Also, a bill to incorporate an Insurance Company in the city of Macon, Georgia, to be called the "Cotton States Life Insurance Company."

Also, a bill for the relief of securities, endorsers and guarantors.

Also, a bill to change the terms of the Superior Court for the county of Macon.

Also, a bill to reduce the bonds of the Sheriffs of Appling and Wayne counties.

Also, a bill in relation to noting and protesting promissory notes.

Also, a bill to prevent the digging of ginseng in this State before the first day of September in each and every year.

Also, a bill to provide for the service of summons, and for appeals in Justices' Courts, and for other purposes.

Also, a bill to incorporate the Merchants' Savings Bank of Augusta.

Also, a bill to incorporate the Spaulding County Life Insurance Society of Georgia.

Also, a bill to give persons who may be employees in and about any steam saw mills located in the State of Georgia, or to any person or persons who furnish any steam saw mill, so located, with timber, saw logs or provisions, or with any thing necessary to carry on the work of said mills, a lien of the highest dignity upon said mill for dues, wages, debts or demands, that he, she, or they, may have against the owner, agent, or lessee of said mill.

Also, a bill for the relief of Wm. F. Attaway as security.

Also, a bill to alter and amend section fifth of the act incorporating the town of Weston.

Also, a bill to provide for the payment of teachers in common schools for the year 1868.

Also, a bill for the relief of Davis T. Vickery, of Cowe county.

Also, a bill to authorize Margaret W. Crew, of the county of Macon, to contract marriage, and for other purposes.

Also, a bill to relieve Henry L. Carroll and Rebecca Matthis, of the county of Union, from the payment of forfeited recognizance therein specified.

Also, a bill to relieve Lambert C. Cook, of the county of Union, from the payment of, and liability upon, a certain forfeited recognizance therein specified.

Also, a bill to relieve James N. Moss, a minor, of Thomas county.

Also, a bill to repeal the last clause of section 584 of the Revised Code of Georgia.

Also, a bill to provide for the drawing of jurors in such counties in this State, and in such of the City Courts thereof as at the last term of said Courts no jurors were drawn.

Also, a bill to relieve Amos Hicks, a minor, of Thomas county.

Also, a bill to incorporate the Vandyke Hydraulic Hose and Gold Mining Company.

Also, a bill to relieve Thomas Adams from the pains and penalties of security on the bond of William Willy.

Also, a bill to change the lines between the counties of Union and Towns.

Also, a bill to change the residence of Thomas D. Newborn, of the county of Coffee, to the county of Clinch.

Also, a bill for the relief of G. L. Roberts and Rebecca Matthis, of the county of Union, from the payment of a certain bond therein specified.

Also, a bill to grant certain exemptions to certain members of the Stonewall Fire Engine Company No. 1.

Also, a bill to prevent the felling of trees or casting into water courses, and mill or other ponds, any vegetable matter that is subject to decay, and to provide the punishment for the same.

Also, a bill to amend and change the several acts incorporating the town of Thomasville, in the county of Thomas.

The following bills of the Senate were read the first time to-wit:

A bill explanatory of, and to carry into effect, section twelve, division two, and article fifth of the Constitution of the State of Georgia.

Also, a bill to expedite the trial of causes in the Superior Courts of the State, in which the Judges upon the bench may have an interest.

Also, a bill to provide for the drawing of jurors for the Superior Court in the county of Chatham.

Also, a bill to extend the provisions of an act entitled an act to authorize the formation of two fire companies in the city of Macon, to be called the Protection Fire Company No. 1, and Ocmulgee Fire Company No. 2, of the city of Macon, and to confer on the members thereof certain privileges and exemptions, approved February 7, 1854, to Mechanics' Fire Company No. 4, of the city of Macon, any law to the contrary notwithstanding.

Also, a bill to legalize the action of E. D. Watson, Ordinary of Lee county.

Also, a bill to regulate the issue and payment of all orders upon the County Treasurers of the different counties of this State.

Also, a bill to permit A. K. Whitfield, of the county of Decatur, to peddle in this State without license.

Also, a bill to alter and change the line between the counties of DeKalb and Henry, so as to include in the county of Henry, the residence of John Callaway.

Also, a bill to alter and amend the 4333 section of Irwin's Code, relating to the punishment of cattle stealing.

Also, a bill to require plaintiffs in an *onus* of judgments or decrees rendered in any of the Courts of this State, to be enforced out of the county when rendered against property which has passed through the possession of the defendants, to be recorded in the county in which the same is to be enforced, and for other purposes.

Also, a bill to incorporate the Gainesville, Dahlonga and Ducktown Railroad Company.

Also, a bill to repeal section 897 of the Code, which exempts from levy and sale for taxes, property exempted from levy and sale ordinarily.

Also, a bill to so change the lines between the counties of Polk and Haralson, as to add to the county of Haralson, lots of land, Numbers 401, 402, 472 and 473.

Also, a bill to authorize F. W. Daws, of Fannin county, to practice medicine in this State, and for other purposes.

The following bills of the House were taken up and severally read the third time and passed, to-wit:

A bill to dispose of the unfinished business of the late Inferior and County Courts, and to transfer the jurisdiction heretofore entertained by said Courts, to other counties of this State.

Also, a bill to confer jurisdiction on the Superior Courts of the State of Georgia, in cases of misdemeanor.

The following House bills were read the third time and indefinitely postponed, to-wit :

A bill to remove the Penitentiary, and for other purposes.

Also, a bill to authorize the County Treasurer to pay Daniel Graham the sum of two thousand dollars.

Also, a bill to authorize his Excellency to draw his warrant on the Treasury, and to compel the Comptroller General to audit the same, and the Treasurer to pay the same, for certain amounts due Dr. John J. Boswell, for services rendered in certain small pox cases.

Also, a bill to prevent the trespass of stock upon the lands or crops of others, without the consent of the owners, etc.

Also, a bill to compel service and point out the mode of perfecting it on *scire facias* to forfeit bonds in criminal cases.

Also, a bill for the relief of Daniel L. Ford, Tax Collector of Bartow county.

The bill to provide for the service of summons, and for appeals in Justices' Courts, and for other purposes, was read the second time, and committed for a third reading.

Mr. Hudson, of Harris, introduced a bill to incorporate the Georgia Mutual Relief Association, which was read the first time.

Leave of absence was granted to Mr. Evans for the balance of the session, on account of sickness in his family ; also, to Mr. Scott, of Columbia, for the same cause ; to Mr. Brewster and Mr. Clarke, for to-morrow, on special business ; to Mr. McCormick, until Tuesday next ; and to Mr. Brown, of Washington, on account of sickness.

On motion, the House adjourned until 10 o'clock, to-morrow morning.

SATURDAY, October 3, 1868.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Crumley.

Mr. Saussey, of Chatham, moved a reconsideration of so much of the Journal of yesterday, as relates to the loss of the Senate bill requiring the Reporter of the Supreme Court to publish the decisions of said Court in pamphlet form, and provide for distributing the same, which motion prevailed.

The House took up the report of the committee on the bill

to incorporate the Pulaski Fire and Marine Insurance Company of Savannah.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize Margaret Crew, of the county of Marion, to contract marriage, etc.

The report was agreed to, the bill was read the third time and passed.

Also, the Senate bill to change the time of holding the Superior Courts of the Coweta Circuit.

Also, a Senate bill to change the lines between the counties of Calhoun and Early.

Also, a Senate bill to prescribe the mode of electing the Mayor and Members of Council of the city of Atlanta.

Also, a Senate bill to explain an act entitled an act to levy and collect a tax for the support of the Government for the year 1868.

The resolution relative to reverted reserved lands, etc., was adopted.

The House took up the reconsidered bill to exempt from taxation all foreign capital invested in the manufacture of cotton, wool, or other fibrous materials, which, on motion, was indefinitely postponed.

The following Senate bills were read the third time and passed, to-wit:

A bill to incorporate the Cherokee Manufacturing Company of Floyd county.

The bill regulating elections in Jasper county, was withdrawn.

Also, a bill to prescribe the manner and time of holding elections for members to Congress.

The bill to amend section 1442 and 1444 of Irwin's Code, was read the third time and lost.

Also, a bill to appropriate money to pay James M. Edwards, of Taylor county, for services rendered in teaching the poor children of said county.

Also, a bill to amend the charter of the town of Louisville.

Also, a bill to amend the charter of the Atlanta Medical College.

The House took up the report of the Committee on the Senate bill to give persons employed in or about steam saw mills, a lien of the highest dignity for debts, dues for wages, provisions and saw logs furnished, etc.

The report was agreed, and upon the passage of the bill, the yeas and nays were required to be recorded, and resulted in yeas, 77; nays, 21.

Those voting in the affirmative, are Messrs :

Ayer,	Harper, of Terrell,	Nisbet,
Burtz,	Harden,	Nunn,
Butt,	Hill,	Parke, of Greene,
Carson,	Holden,	Pearson,
Clarke,	Hopkins,	Prudden,
Crawford,	Humber,	Rawls,
Darnell,	Hundley,	Rouse,
Drake,	Johnson, of Towns,	Rumph,
Ellis, of Gilmer,	Kelley,	Saussey,
Ellis, of Spaulding,	Kytile,	Scroggins,
Fincanon,	Lane,	Scott, of Floyd,
Fitzpatrick,	Lastinger,	Seale,
Flournoy,	Lee,	Shumate,
Geiger,	Lindsay,	Smith, of Ware,
Gober,	Long,	Smith, of Macon,
Gray,	McArthur,	Sparks,
Grimes,	McCormick,	Strickland,
Gullatt,	McCullough,	Taliaferro,
Hall, of Bulloch,	McComb,	Tumlin,
Hall, of Meriwether,	Madden,	Tweedy,
Hamilton,	Madison,	Welchel,
Harkness,	Maxwell,	Wilcher,
Haren,	Maul,	Wilson,
Harrison, of	Morgan,	Wilcox.
Franklin,	Nash,	Zellars,
Harper, of Sumter,	Neal,	Zellner,

Those voting in the negative, are Messrs :

Bennett,	Ford,	Price,
Bethune,	Fowler,	Rainey,
Brassell,	Higdon,	Rice,
Carpenter, of	Hudson,	Salter,
Hancock,	Kellogg,	Tate,
Chambers,	Osgood,	Warren, of Quitman,
Cunningham,	Perkins, of	Watkins.
Erwin,	Cherokee,	

Ayes, 77 ; nays 21. So the bill was passed.

The Senate bill to change the county line between counties of Macon and Sumter, was laid on the table.

The House took up the report of the committee on the bill to authorize John F. Alford to settle with his ward, Z. N. Alford.

The report was agreed to, the bill was read the third time and passed.

The House took up the Senate bill in relation to noting and protesting promissory notes and bills of exchange, etc., which, on motion, was indefinitely postponed.

Also, the Senate bill to reduce the Sheriffs' bonds in Appling and Wayne counties.

Also, a bill for the relief of securities, endorsers and guarantors.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have refused to concur in the following amendment of the House to the Senate bill to be entitled an act to organize a Criminal Court for each county of this State, to-wit: Strike out in parenthesis, and insert "Districts of the," etc.

They have concurred in the House amendment to the same bill, to-wit: Amend first section, add after word, "Notary Public," the words, "appointed by the Governor."

They have also passed the following House bills :

A bill to be entitled an act to alter and amend the charter of the city of Americus.

Also, a bill to be entitled an act to loan the credit of the State to the Savannah, Griffin and North Alabama Railroad Company.

They have also passed the following House bill, with certain amendments, in which they ask the concurrence of the House :

A bill to be entitled an act to raise revenue and appropriate money, etc.

The following Senate bills were read the third time and passed, to-wit:

A bill to prevent the digging of ginseng in this State before the first day of September in each and every year, and to provide a penalty for the same.

Also, a bill to provide for the manner and time of hearing and determining causes by writs of *quo warranto*.

Also, a bill to change the terms of the Superior Court for the county of Macon.

Also, a bill to change the line between the counties of Gilmer and Fannin, in this State.

Also, a bill to incorporate an Insurance Company in the city of Macon, Georgia, to be called the "Cotton States Life Insurance Company."

Also, a bill to continue in office Judges of the Superior Courts in certain cases therein mentioned.

The House took up the Senate amendments to the General Appropriation Bill.

The first, second, third, fourth and fifth amendments were agreed to.

Mr. Shumate moved to amend the sixth amendment by striking out \$5 per day to the Page of the Senate, and let

one hundred dollars stand for each of the Pages of the Senate and House, which was agreed to.

The seventh amendment was concurred in.

Also the eighth.

Mr. Price moved to amend the ninth amendment by adding "and \$50 to Patrick Fitzgibbon for services in waiting on the Judiciary Committee," and acting as night watch, which was agreed to, and the Senate amendment concurred in.

The tenth, eleventh, twelfth, thirteenth and fourteenth amendments were all concurred in.

All the Senate amendments, except as before mentioned, were concurred in.

Leave of absence was granted to Mr. Haren, of Fannin, on account of sickness.

On motion, the House adjourned until 3 o'clock, P. M.

SATURDAY AFTERNOON.

3 o'clock, P. M.

The House met pursuant to adjournment.

The following Senate bills were read the third time and passed, to-wit:

A bill to grant certain exemptions to certain membes for the Stonewall Fire Engine Company No. 1.

Also, a bill to incorporate the Spaulding County Mutual Life Insurance Society of Georgia.

Also, a bill to alter and amend section fifth of the act incorporating the town of Weston.

Also, a bill to incorporate the Merchants' Savings Bank of Augusta, Georgia.

Also, a bill for the relief of William F. Attaway as security.

Also, a bill for the relief of Davis P. Vickery, of Coweta county.

Also, a bill to relieve Henry L. Carroll and Rebecca Matthis, of the county of Union, from the payment of a forfeited recognizance therein specified.

Also, a bill to relieve James N. Moss, a minor, of Thomas county.

The Senate bill to relieve Lambert C. Cook, of Union county, from the payment of, and liability on, certain forfeited recognizances therein specified, was laid on the table.

The Senate bill to provide for the payment of teachers of common schools for the year 1868, was, on motion, indefinitely postponed.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have concurred in the House amendment to the following Senate bill :

A bill to be entitled an act to amend the charter of the city of Albany.

They have also passed the following House bill with amendments, in which they ask the concurrence of the House, to-wit:

A bill to be entitled an act to change the lines between the counties of Greene, Hancock and Taliaferro.

They have passed the following House bills:

A bill to be entitled an act to increase the capital stock of the Wilcoxon Manufacturing Company, to two hundred thousand dollars.

Also, a bill to be entitled an act to incorporate the town of Colquitt, etc.

Also, a bill to be entitled an act to alter and amend an act entitled an act to amend an act to incorporate the town of Marthasville, in the town of DeKalb, passed on the 23d day of December, 1843, and, also, to enlarge the boundary of said town, and to incorporate the same under the name of the City of Atlanta, and to change the name of the town of Rome, to that of the City of Rome.

Also, a bill to be entitled an act to amend an act entitled an act to educate the indigent maimed soldiers of Georgia, etc.

Also, a bill to be entitled an act to incorporate the Cherokee Manufacturing Company of Floyd county, Georgia, and the Etowah Manufacturing Company of Bartow county, Georgia.

Also, a bill to be entitled an act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial Circuit of Georgia, and for other purposes therein enumerated.

Also, a bill to be entitled an act to compel the collection of the unpaid tax due for the year 1867

Also, a bill to be entitled an act to change the line between the counties of Clay and Calhoun.

Also, a bill to be entitled an act to incorporate the Noon-tooty Mining and Manufacturing Company, and for other purposes.

Also, a bill to be entitled an act to incorporate the town of Cochran, in Pulaski county, Georgia.

Also, a bill to be entitled an act to amend the 4813 section of the Revised Code of Georgia, to extend the criminal juris-

diction of the City Court of Savannah, and for other purposes.

Also, a bill to be entitled an act to change the lines between the counties of Clinch and Coffee.

Also, a bill to be entitled an act to consolidate the offices of Receiver of Tax Returns and Tax Collector for the county of Charlton.

Also, a bill to be entitled an act for the relief of Jane E. Sims, and to constitute her a *feme sole* as to all of her separate property.

The following Senate bills were read the third time and passed, to-wit:

A bill to repeal the last clause of section 584 of the Revised Code of Georgia.

Also, a bill to provide for the drawing of jurors in such counties in this State, and in such of the City Courts thereof, as at the last term of said Courts, no jurors were drawn.

Also, a bill to provide for the service of summons and for appeals in Justices' Courts, and for other purposes.

Also, a bill to carry into effect article one, section twenty-three of the Constitution of this State, and for other purposes therein mentioned.

Also, a bill to change the residence of Thomas J. Newborn, of the county of Coffee, to the county of Clinch.

Also, a bill to relieve Thomas Adams from pains and penalties as security on the bond of William Willy.

Also, a bill to change the line between the counties of Union and Towns.

Also, a bill to amend and change the several acts incorporating the town of Thomasville, in the county of Thomas.

The following Senate bills were read the third time and indefinitely postponed, to-wit:

A bill to prevent the felling of trees, or casting into water courses, and mill or other ponds, any vegetable matter that is subject to decay, and provide punishment for the same.

Also, a bill for the relief of G. L. Roberts and Rebecca Matthis, of the county of Union, from the payment of a certain bond therein specified.

Also, a bill to incorporate Van Dyke Hydraulic Hose Gold Mining Company.

The House took up the Senate amendments to the bill to change the lines between the counties of Greene, Hancock and Taliaferro, and concurred in the same.

On motion, the House adjourned until 10 o'clock, A. M. Monday next.

MONDAY, October 5, 1868.
10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Spillman.

Mr. Barclay moved a reconsideration of so much of the Journal of the House of Saturday last as relates to the action of the House upon the bill to give to persons who may be employed in and about a steam saw mill, a lien of the highest dignity against the owner or lessee of said mill, for dues, wages, provisions, timber, debts, demands, saw-logs, etc., and to give the owner a lien upon lumber, etc.; which motion was lost.

Mr. Flournoy moved to reconsider so much of the Journal as relates to the action of the House upon the bill to relieve Thomas Adams from pains and penalties as security on the bond of William Willy; which motion prevailed.

Mr. Bethune, of Talbot, moved to reconsider so much of the Journal as relates to the action of the House upon the bill to alter and amend the 1442d and 1444th section of the Code; which motion prevailed.

On motion of Mr. Darnell, the House reconsidered so much of the Journal of Saturday as relates to the action of the House upon the bill to incorporate the Vandyke Hydraulic Hose Gold Mining Company.

On motion the House reconsidered so much of the Journal of Saturday as relates to the action of the House upon the bill to amend the charter of the town of Louisville.

On motion of Mr. Price the House reconsidered so much of the Journal of Saturday as relates to the action of the House upon the bill for the relief of G. L. Roberts and Rebecca Matthis, of the county of Union, from the payment of a certain bond therein specified.

On motion of Mr. Saussey the House reconsidered so much of the Journal of Saturday as relates to the action of the House upon the bill to incorporate the Pulaski Fire Insurance Company, of Savannah.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following House bills:

A bill to be entitled an act to prohibit the sale of lottery tickets in the State of Georgia.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following House bill:

A bill to be entitled an act to incorporate the Georgia Fire and Marine Insurance Company.

Also, a bill to be entitled an act to incorporate the town of West End, in the county of Fulton.

Also, a bill to be entitled an act to authorize the survey of lands in the sixth district of Habersham county, and for other purposes.

Also, a bill to be entitled an act to extend the corporate limits of the town of Perry, county of Houston.

Also, a bill to be entitled an act to change the line between the counties of Taylor and Macon.

Also, a bill to be entitled an act prohibiting persons from selling or bartering from boats or water-craft, on the Chat-tahoochee river.

The following message was received from his Excellency the Governor, by Mr. deGraffenried, his Secretary, to-wit:

Mr. Speaker: The Governor has signed the following acts, to-wit:

An act to incorporate the Ocean Bank of Brunswick.

An act to levy and collect a tax for the support of the Government for the year 1868, and for other purposes.

Also, a resolution authorizing and requesting his Excellency, the Governor, to take possession of, and receipt for, all bonds or currency belonging to the State, now in the hands of Agents heretofore authorized to have and hold said bonds.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following House bills:

A bill to be entitled an act to authorize the municipal authorities of the various towns and cities in the State of Georgia, to license pawnbrokers, to define their powers and privileges, and for other purposes therein mentioned.

Also, a bill to be entitled an act to incorporate the Citizens' Bank, at Dalton Georgia, and to define the privileges of said incorporation.

Also, a bill to be entitled an act to repeal an act prohibiting the sale of spirituous liquors in the town of Fayetteville, approved December 3d, 1859.

Mr. Holden, Chairman of the Committee on Enrollment, made the following report:

Mr. Speaker: The Committee on Enrollment report as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to incorporate the Southern Life Insurance Company.

An act to incorporate the Chattahoochee Manufacturing Company, and for other purposes.

An act to change the line between the counties of Calhoun and Early.

An act to incorporate the Georgia Loan and Trust Company.

An act to prescribe the mode of appointing Notaries Public, and to render valid their acts.

An act to change the time for holding the Superior Courts in the Coweta Circuit.

The following Senate bills were read the third time and passed :

A bill to alter and change the line between the counties of Polk and Haralson, so as to add to the county of Haralson, lots of land, numbers 401, 402, 472 and 473.

Also, a bill explanatory of, and to carry into effect, section twelve, division two, and article fifth of the Constitution of the State of Georgia.

Also, a bill to provide for the drawing of juries for the Superior Court in the county of Chatham.

Also, a bill to expedite the trial of causes in the Superior Courts of the State, in which the Judges upon the Bench may have an interest.

Also, a bill to regulate the issue and payment of all the orders upon the County Treasury of the different counties of this State.

Also, a bill legalizing the action of E. D. Watson, Ordinary of Lee county.

Also, a bill to extend the provisions of an act entitled an act to authorize the formation of two Fire Companies in the city of Macon, to be called the Protection Fire Company, No. 1, and Ocmulgee Fire Company, No. 2, of the city of Macon, and to confer on the members thereof certain privileges and exemptions, approved February 27th, 1854, to Mechanics' Fire Company, No. 4, of the city of Macon, any law to the contrary notwithstanding.

Also, a bill to incorporate the Gainesville, Dahlonga and Ducktown Railroad Company.

Also, with an amendment, a bill to permit A. K. Whitfield, of Decatur county, to peddle in the State free of license.

Also, the following reconsidered bills, to-wit :

A bill to relieve Thomas Adams from pains and penalties as security on the bond of William Willy.

Also, a bill for the relief of G. L. Roberts and Rebecca

Matthis, of the county of Union, from the payment of a certain bond therein specified.

Also, with an amendment, to incorporate Van Dyke Hydraulic Hose Gold Mining Company.

The bill to provide for the election of Mayor Aldermen, and other municipal elective officers of Columbus, was withdrawn.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have concurred in the House amendment to the following House bill :

A bill to be entitled an act for the raising a revenue for the latter half of the political year 1868, and to appropriate money for the support of the Government during said half year, and to make certain special appropriations, and for other purposes therein mentioned. They insist upon the Senate amendment appropriating five dollars per day, during the session, to W. R. Gordon, Page, who, during the sickness of the Senate Messenger, acted as Messenger.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following House bills :

A bill to be entitled an act to carry into effect the thirteenth section of the fifth article of the Constitution of Georgia.

Also, a bill to be entitled an act to alter and amend an act entitled an act to incorporate Oglethorpe University, at Midway, assented to December 21st, 1835.

Also, a bill to be entitled an act to provide for the payment of the interest now due, and to mature, on the bonds of the State, for the fiscal year 1868.

The following Senate bills were read the third time and indefinitely postponed, to-wit :

A bill to alter and amend the 4333 section of Irwin's Code, relating to the punishment of cattle stealing.

Also, a bill to repeal section 897 of the Code, which exempts from levy and sale for taxes, property exempted from levy and sale ordinarily.

Also, a bill to alter and change the line between the counties of Henry and DeKalb, so as to include in the county of Henry, the residence of John Callaway.

Also, a bill to authorize F. W. Daws, of Fannin county, to practice medicine in this State, and for other purposes.

The Senate bill to require the plaintiffs in an *onus* of judgments or decrees rendered in any of the Courts of this State, to be enforced out of the county when rendered against property which has passed through the possession of the de-

pendants to be recorded in the county in which the same is to be enforced.

The House took up the Senate bill to organize a Criminal Court for each county in this State, and receded from its amendment thereto; also receded from its disagreement to the Senate amendment to the General Appropriation Bill, allowing the Page of the Senate five dollars per day, during the time he acted as Messenger.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following House bills :

A bill to be entitled an act to incorporate the Brunswick Gas Light Manufactory Company.

Also, a bill to be entitled an act to change the line between the counties of Marion and Taylor, so as to include the residence of Seaborn Montgomery, with lots of land Numbers 222, 223, 224 and 225, now in the county of Marion, to the county of Taylor.

Also, a bill to be entitled an act to change the line between Berrien and Irwin, and Terrell and Lee counties.

Also, a bill to be entitled an act to exclude certain lands from the corporate limits of the town of Ringgold.

Also, a bill to be entitled an act to raise funds by taxation, to build a common jail in the county of Bibb, and for other purposes.

Mr. Holden, Chairman of the Committee on Enrollment, made the following report :

Mr. Speaker: The Committee on Enrollment, report as duly enrolled, and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to change the residence of Thomas J. Newborn, of the county of Coffee, to the county of Clinch.

An act to incorporate the Fort Valley Loan and Trust Company.

An act to incorporate the Spaulding county Mutual Life Assurance Society of Georgia.

An act to relieve Amos Hicks, a minor, of Thomas county.

An act to carry into effect section twenty-third, article first, of the Constitution of this State, and for other purposes.

An act to change the line between the counties of Union and Towns.

An act to amend the several acts incorporating the town of Thomasville, in the county of Thomas.

W F. HOLDEN,
Chairman

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following House bills:

A bill to be entitled an act to incorporate the John King Banking Company of Columbus, and the City Banking Company of Macon Ga.

Also, a bill to be entitled an act to authorize and empower the Ordinaries of this State to issue writs of *habeas corpus*, and to hear and determine the same.

Mr. McCullough, of Jones, offered the following resolution, which was taken up, read and adopted :

Resolved, That a committee of three from the House be appointed to look into the State's interest in the Card-making machines, now in the store-room of the Penitentiary, at Milledgeville, and also the Steam Engine and Boiler, etc., which was connected with the Card Manufactory, and report to the next General Assembly.

The committee appointed under said resolution, are: Messrs. McCullough, McComb and Lee, of Newton. At request of the committee, L. Carrington was added thereto.

Mr. Parke, of Gwinnett, offered the following resolution, which was taken up, read and adopted :

Resolved, By the House of Representatives that the Secretary and Assistant Secretary of the Senate, and Clerk and Assistant Clerk of the House, be allowed twenty days to bring up the unfinished business of the respective Houses, and to index the Journal.

Mr. McWhorter, of Greene, offered the following resolution, which was read and adopted :

Resolved, That the Clerk of the House be authorized to appoint such additional clerical force as may be necessary to bring up the business promptly.

The following message was received from the Senate through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following House bills :

A bill to be entitled an act to revise and amend an act entitled an act for the building and construction of a Railroad from the town of Athens, to, or near the town of Clayton, in Rabun county, also, to extend the Thomaston and Barnesville Railroad to Geneva, or some other point of the Muscogee Railroad, and for other purposes.

Also, a bill to be entitled an act to make valid the tax levied by the Inferior Court of Echols county for educational and county purposes for the year 1868.

Also, a bill to be entitled an act to incorporate the Memphis branch Railroad Company, and to grant certain powers and privileges to the same, and for other purposes.

Also, a bill to be entitled an act to incorporate the Brunswick Street Railroad Company.

Mr. Holden, Chairman of the Committee on Enrollment, made the following report:

Mr. Speaker: The Committee on Enrollment report as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to amend the 4487 section of Irwin's Code.

An act to provide for the manner and time of hearing and determining causes by writ of *quo warranto*.

An act to incorporate the People's Mutual Life Insurance Company of Georgia.

An act to explain an act entitled an act to levy and collect a tax for the support of the Government for the year 1868, and for other purposes.

An act to authorize Margaret W. Crew, of the county of Macon, to contract marriage, and for other purposes.

An act to alter and amend the fifth section of an act incorporating the town of Weston.

An act to change the terms of the Superior Court of Macon county.

An act to incorporate the Georgia Masonic Life Insurance Company.

An act to repeal an act to prescribe the mode of electing the Mayor and Members of Council of the city of Atlanta.

An act for the relief of Davis P. Vickery.

An act to repeal the last clause of section 584 of the Revised Code of Georgia.

An act to prevent the digging of ginseng in this State, before the first day of September in each and every year, and to provide the penalty therefor.

An act to provide for the drawing of jurors in such counties in this State, and in such of the City Courts thereof, as at the last terms of said Courts, no jurors were drawn.

An act to continue in office Judges of the Superior Court in certain cases therein mentioned.

An act to incorporate an Insurance Company in the city of Macon, Georgia, to be called The Cotton States Life Insurance Company.

An act to relieve Thomas N. Moss, a minor, of Thomas county.

An act to incorporate the Warsaw Mining Company.

An act to relieve Henry L. Carroll and Rebecca Matthis,

both of the county of Union, from liabilities on a forfeited recognizance therein specified.

An act for the relief of Wm. F. Attaway, as security.

An act to incorporate the Central Georgia Mutual Life Insurance Company.

An act to grant certain exemptions to certain members of the Stonewall Fire Engine Company, No. 1.

An act to amend the charter of the city of Albany, and revive the charter, and extend the limits of the town of Camilla, and for other purposes.

W. F. HOLDEN,
Chairman.

Mr. Holden, from the Committee on Enrollment, made the following report:

Mr. Speaker: The Committee on Enrollment report as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts:

An act to authorize Executors and Administrators, residents of any other State of the United States, to sell and convey real estate of their testators or intestates recovered by suits at law in this State, by said Executors or Administrators under the same rules and regulations as are now prescribed for Executors and Administrators residents of this State.

An act to incorporate the town of Grantville, in the county of Coweta, and for other purposes.

An act to change the line between the counties of Randolph and Terrell, so as to include the residence and farm of James W. Bone within the limits of Terrell county.

An act of incorporation of the Georgia Fire and Marine Insurance Company.

An act to alter and amend the 4322 section of Irwin's Code, changing penalty of burglary in the night, from death, to Penitentiary offence.

An act for the relief of Hamlin Hudgens, of DeKalb county, security on the bond of John Hudgens, indicted at the March term, 1865, of the Superior Court of Gwinnett county, Georgia, for larceny.

An act to incorporate the Hightower Manufacturing and Mining Company, and for other purposes.

An act to amend the charter of the Macon and Augusta Railroad Company.

An act to extend the aid of the State to the Macon and Augusta Railroad Company.

An act to incorporate the White Manufacturing Company of Elbert county.

An act to incorporate the Georgia and Alabama Life Insurance Association.

An act to incorporate the Griffin Loan, Trust and Saving Institution.

An act to define the duties and liabilities of foreign Insurance Companies, and their Agents, doing business in this State.

An act to amend the 2489 paragraph of the new Code of Georgia, and to allow sureties on Administrators' bonds to make returns in certain cases.

An act to alter and amend the 4330 section of Irwin's Code, changing penalty of horse stealing, from death, to Penitentiary offence.

An act to exempt from jury duty certain members of the Fire Companies in the city of Albany, and the Merchants' and Mechanics' Fire Company of the city of Milledgeville.

An act to legalize certain marriages and relieve the parties thereto from pains and penalties.

An act to incorporate Turtle River and Screven Railroad Company.

An act for the relief of Andrew Gay, of Emanuel county, Georgia.

An act to fix the compensation for taking down in writing, the evidence on charges of felony.

An act to authorize the sale of the real estate of the Fletcher Institute, and re-invest the proceeds of the said sale.

An act to increase the capital and define the powers of the Georgia Railroad and Banking Company.

Mr. Holden, from the Committee on Enrollment, made the following report :

Mr. Speaker: The Committee on Enrollment report as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts :

An act to change the residence of Thomas J. Newborn, of the county of Coffee, to the county of Clinch.

An act to incorporate the Fort Valley Loan and Trust Company.

An act to incorporate the Spaulding county Mutual Life Assurance Society of Georgia.

An act to relieve Amos Hicks, a minor, of Thomas county.

An act to carry into effect section twenty-three, article first, of the Constitution of this State, and for other purposes.

An act to change the line between the counties of Union and Towns.

An act to amend and change the several acts incorporating the town of Thomasville, in the county of Thomas.

Mr. Williams, of Morgan, offered the following resolution, which was read and unanimously adopted:

Resolved, That the thanks of this House be tendered the Hon. R. L. McWhorter, Speaker, and the Hon. W. P. Price, Speaker, *pro tem.*, for the able, courteous and satisfactory manner in which they have presided over the deliberations during the present session.

Also, the same to M. A. Hardin, Clerk, L. Carrington, Clerk, *pro tem.*, and their Assistants, for the prompt and efficient manner in which they have discharged the responsible duties of their several positions.

Mr. Sisson offered the following resolution:

Resolved, That the thanks of this House are hereby tendered to J. W. Burke & Co., for their liberality in furnishing gratuitous copies of the JOURNAL & MESSENGER, during the session.

On motion of Mr. Lee, of Newton, the resolution was amended by adding the *New Era*, *Intelligencer*, *National Republican* and *Constitution*, and for similar favors, and the resolution, as amended, was adopted.

The House took up the Senate bill to require the Reporter of the Supreme Court to publish the decisions of said Court in pamphlet form, etc., which was amended, and as amended, was read the third time and passed.

On motion the House adjourned until 3 o'clock, P. M.

MONDAY AFTERNOON.

o'clock, P. M.

The House met pursuant to adjournment.

Mr. Harrison offered the following resolution, which was read and adopted:

Resolved, That Hon. J. B. Moon, deceased, member from Madison, and Hon. W. A. Ballard, deceased, member from Monroe, be paid their *per diem* from the 4th of July to the date of adjournment.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have passed the following House bill, with certain amendments, in which they ask the concurrence of the House, to-wit:

A bill to be entitled an act to incorporate the Buckeye Mining and Manufacturing Company, etc.

Also, a bill to be entitled an act to repeal an act making the Honey Gall Landing on Turtle river, etc.

Also, a bill to be entitled an act to change the line between the counties of Quitman and Stewart.

Also, a bill to be entitled an act to change the line between the counties of Floyd and Gordon.

Also, a bill to be entitled an act to change the time of holding the Superior Courts of Bartow county.

Also, a bill to be entitled an act to legalize the acts of Hon. John T. Clarke, Judge, etc.

Also, a bill to be entitled an act to authorize the Universal Life Insurance Company, of New York to make investments, etc.

Mr. Holden, chairman of the Committee on Enrollment, made the following report :

Mr. Speaker : The Committee on Enrollment report as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit :

An act to provide for the service of summons and for appeals in Justices' Courts, and for other purposes :

W F. HOLDEN,
Chairman.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following House bills :

A bill to be entitled an act to amend section 3604 of the Revised Code of Georgia.

They have also passed the following House bills :

A bill to be entitled an act to amend an act, passed November 12th, 1866, amending the charter of the town of Sandersville, in the county of Washington, and to vest certain powers in the Commissioners thereof.

Also a bill to be entitled an act to change the law of evidence.

Also, a bill to be entitled an act to incorporate Cedar-town.

Also, a bill to be entitled an act to prohibit the sale of spirituous liquors on days of elections.

Also, a bill to be entitled an act to relieve William S. Moughon, of the county of Bibb, from double taxation on his Dougherty county plantation, for the year 1867

Also, a bill to be entitled an act to change the line between the counties of Henry and Clayton.

Also, a bill to be entitled an act to incorporate the town of Trion, in the county of Chattooga.

Also, a bill to be entitled an act to provide for the election of the Justices of the Peace and Constables.

Also, a bill to be entitled an act to incorporate the Dalton and Morganton Railroad Company.

Also, a bill to be entitled an act to amend an act to incorporate the town of Spring Place, in the county of Murray, and to more accurately define the duties and powers of Commissioners of said town and for other purposes therein mentioned.

They have also adopted a House resolution directing and authorizing the Superintendent of Public Works to revise the map of the State of Georgia.

They have also passed a House bill to be entitled an act to incorporate the Manufacturing, Marine Railway, etc., Company.

Also, a bill to be entitled an act to incorporate the Wilmington Railroad Company.

Also, a bill to be entitled an act to prevent hunting on the Sabbath day, etc.

Mr. Tweedy, of Richmond, offered a resolution to authorize His Excellency, the Governor, to arrange for heating and lighting the halls and rooms in a proper manner for the comfort of the next session of the General Assembly, which, on motion, was laid on the table.

The House took up the Senate amendments to the bill to incorporate the Buckeye Mining and Manufacturing Company, and concurred in the same.

Also, concurred in the Senate amendments to the bill to prevent the sale of spirituous liquors on days of elections.

Mr. Holden, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives the following acts, to-wit:

An act to increase the capital stock of the Wilcoxon Manufacturing Company to two hundred thousand dollars.

Also, an act to change the line between the counties of Clay and Calhoun.

Also, an act to compel the collection of the unpaid tax due for the year 1867

Also, an act to consolidate the offices of Receiver of Tax Returns and Tax Collector for the county of Charlton.

Also, an act to change the line between the counties of Quitman and Stewart.

Also, an act to change the line between the counties of Floyd and Gordon.

Also, an act to change the law of evidence.

Also, an act to incorporate the Brunswick Street Railroad Company.

Also, an act to carry into effect the 13th section of the 5th article of the Constitution of Georgia.

Also, an act prohibiting persons from selling or bartering from boats or water-craft on the Chattahoochee River.

Also, an act to change the lines between the counties of Greene, Hancock and Taliaferro.

Also, an act to amend the 4813th section of the Revised Code of Georgia, to extend the criminal jurisdiction of the City Court of Savannah, and for other purposes.

Also, an act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial Circuit of Georgia, and for other purposes therein enumerated.

Also, an act to incorporate the town of Cochran, in the county of Pulaski, State of Georgia.

Also, a resolution directing the Superintendent of Public Works to revise the map of the State of Georgia.

Also, an act to change the line between Berrien and Irwin, and Terrell and Lee counties.

Also, an act to change the line between the counties of Marion and Taylor so as to include the residence of Seaborn Montgomery, with lots of land Nos. 222, 223, 224, and 225, now in the county of Marion, to the county of Taylor.

Also, an act to authorize the survey of lands in the 6th district of Habersham county, and for other purposes.

Also, an act to incorporate the Georgia Fire and Marine Insurance Company.

Also, an act to change the line between the counties of Taylor and Macon.

Also, an act to incorporate the Cherokee Manufacturing Company of Floyd county, Georgia, and the Etowah Manufacturing Company of Bartow county, Georgia.

Also, an act to repeal an act prohibiting the sale of spirituous liquors in the town of Fayetteville, approved December 3d, 1859.

Also, an act to incorporate the town of Colquitt, etc.

Also, an act to alter and amend an act entitled an act to amend an act to incorporate the town of Marthasville in the county of DeKalb, passed on the 23d day of December, 1843, and also to enlarge the boundary of said town, and to incorporate the same under the name of the city of Atlanta, and to change the name of the town of Rome to that of the city of Rome.

Also, an act to incorporate the Noontootty Mining and Manufacturing Company, and for other purposes.

Also, an act to alter and amend the charter of the city of Americus.

Also, an act to change the line between the counties of Clinch and Coffee.

Also, an act for the relief of Jane E. Sims, and to constitute her a *feme sole* as to all her separate property.

Also, an act to educate the indigent maimed soldiers of Georgia, etc.

Also, an act to extend the corporate limits of the town of Perry, county of Houston.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following House bill with certain amendments, in which they ask the concurrence of the House, to-wit:

A bill to be entitled an act to incorporate the town of Kingston in the county of Bartow, to appoint Commissioners for the same, and for other purposes.

They have also passed a House bill to be entitled an act to relieve R. L. Rogers, of the county of Bartow.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following House bill:

A bill to be entitled an act to allow practising attorneys to administer oaths in certain cases.

They have also passed the following House bill with an amendment thereto, in which amendment they ask the concurrence of the House:

A bill to be entitled an act to appropriate money for the Institution for the Deaf and Dumb, and for other purposes.

Mr. Anderson submitted the following report:

Mr. Speaker: Your committee charged with the investigation of the claims of certain persons to have less than one-eighth negro blood in their veins, submit the following report:

They determine from the evidence adduced that there is more than one-eighth negro blood in the veins of Thomas Beard, occupying a seat upon this floor, from the county of Richmond. It is due Mr. Beard to say that he declared it as his opinion that the evidence before us was true, and hence offered no resistance to our final conclusion.

WM. D. ANDERSON, *Chairman.*

Mr. Gober offered the following resolution, which was read and adopted:

Resolved, That Thomas Beard be declared ineligible to a seat on this floor, and the Clerk be instructed to strike his name from the rolls, which report and resolution were adopted.

The bill to incorporate the Immigrant's Georgia Homestead Association was withdrawn.

The House took up the Senate amendments to the bill to incorporate the town of Kingston in the county of Bartow, to appoint Commissioners for the same, etc., and concurred in the same. Also, concurred in the Senate amendments to appropriate money for the Institution of the Deaf and Dumb, and for other purposes.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate has passed the following bills :

A bill to be entitled an act to incorporate the Georgia and Alabama Steamboat Company.

Also, a bill to be entitled an act to change the residence of John C. Shipp from the county of Cobb to the county of Paulding.

Also, a bill to be entitled an act to change the lines between the counties of Hall and White.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following House bills :

A bill to be entitled an act for the relief of Isaiah Williams.

Also, a bill to be entitled an act to increase the number of sessions of the Superior Courts in this State, and for other purposes.

Also, a bill to be entitled an act to extend the time of issuing grants on headrights so as to extend the time until December 25th, 1869.

Mr. Lane submitted the following report, which was read and adopted, to-wit :

The joint committee appointed to investigate the condition of the State stock in the Atlantic & Gulf Railroad, beg leave to report that they have been unable to make a satisfactory investigation for report to this session of the Legislature, and respectfully ask that said committee be allowed to report at the next session.

W A. LANE,
Chairman.

On motion, Mr. Drake, of Upson, was added to the Retrenchment Committee, and Mr. Tumlin, of Randolph, to

the committee appointed to examine the books, etc., of the Western & Atlantic Railroad.

On motion, the House adjourned until 9 o'clock to-morrow morning.

TUESDAY, October 6th, 1868.

10 o'clock A. M.

The House met pursuant to adjournment and was opened with prayer by the Rev. Mr. Spillman.

Mr. Hudson moved to reconsider so much of the Journal of yesterday as relates to the action of the House upon the amendment of the Senate to the bill to appropriate money for the Institution for the Deaf and Dumb, and for other purposes ; which motion was lost.

Mr. Maxwell, of Henry, moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House in laying upon the table the bill to alter and change the county line between the counties of DeKalb and Henry, etc. ; which motion prevailed, and the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following House bill with certain amendments thereto, in which amendments they ask the concurrence of the House :

A bill to be entitled an act to incorporate the town of Homerville, in the county of Clinch, and for other purposes.

They have also concurred in the following House resolutions :

A resolution to extend the time for completing the public printing.

Also, a resolution for the relief of James Holliman, Tax Collector of the county of Upson.

They have also passed the following House bill by a constitutional majority of yeas 27, nays 4, with an amendment thereto, in which amendment they ask the concurrence of the House, to-wit :

A bill to be entitled an act to incorporate the Savings Bank, of Atlanta.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have concurred in the following resolution of the House:

A resolution to furnish Harrison's pamphlet of the laws of the present session of the General Assembly, to certain officers of this State.

Also, a resolution that Judges of the Superior Courts, ex-Judges of the Supreme Court, Reporter and Clerk of the same, and Solicitors General, shall continue in office until their successors shall be elected and qualified, and the Governor be authorized to draw his warrant to pay the same.

They have also passed the following House bill:

A bill to be entitled an act to charter the Georgia Mutual Fire and Life Insurance Company.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: The Senate have concurred in the House amendment to the following Senate bill:

A bill to be entitled an act to amend the charter of the city of Albany, and to revive the charter and extend the limits of the town of Camilla, in the State of Georgia.

They have also passed the following House bills:

A bill to be entitled an act to relieve Seaborn Montgomery, and others, as securities upon the bond of Henry L. Tison, Tax Collector of Schley county, so far as relates to the Convention tax.

Also, a bill to be entitled an act for the relief of criminals confined in the prisons of this State, for inability to pay fines, costs; and for other purposes.

Also, a bill to be entitled an act to incorporate the town of Forrestville, in the county of Floyd, and State of Georgia, and to appoint Commissioners for the same, and for other purposes.

Also, a bill to be entitled an act to authorize Thomas K. McDonald, the present Clerk, elect, of the Superior Court of Whitfield county, to practice law in counties other than Whitfield.

Also, a bill to be entitled an act for relief of Rachael Box, of the county of Clinch.

Also, a bill to be entitled an act to fix the venue of suits against the Superintendent of the Western and Atlantic Railroad, and for other purposes.

Also, a bill to be entitled an act for the relief of Merritt Camp, of the county of Gwinnett.

Also, a bill to be entitled an act to repeal an act to extend the provisions of the act to amend several acts now in force, regulating the fees of Magistrates and Constables, in the

State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe, and Lee, and to provide for the mode of collecting the same; approved January 22d, 1852: to the county of Fulton; approved March 1st, 1856, so far as said act applies to the county of Fulton.

Also, a bill to be entitled an act to amend the charter of the Atlanta Street Railroad Company, to change its name, to confer banking powers on the same, and for other purposes.

Also, a bill to be entitled an act to validate the charter of St. Marys, Georgia.

Also, a bill to be entitled an act to change the time for holding the Superior Court in the county of Marion.

Also, a bill to be entitled an act to change the line between the counties of Cherokee and Pickens, so as to include all of William Dowda's plantation in the county of Cherokee.

Also, a bill to be entitled an act to alter and amend an act to regulate the manner of giving in lands for taxation, and the sale and redemption thereof, and for other purposes; assented to December 12th, 1866.

Also, a bill to be entitled an act to incorporate the town of Hogansville, in the county of Troup, and for other purposes.

Also, a bill to be entitled an act to incorporate the town of Holmesville, in the county of Clinch, and for other purposes.

Also, a bill to be entitled an act to change the time of holding the Fall Term of the Superior Court of Dawson county.

Also, a bill to be entitled an act to amend an act entitled an act to incorporate the Rome Mutual Insurance Company, of Rome, Georgia, and for other purposes.

Also, a bill to be entitled an act to amend the charter of the Princeton Factory.

Also, a bill to be entitled an act to incorporate the town of Jefferson, in Jackson county, and for other purposes.

Also, a bill to be entitled an act to amend an act to incorporate the town of Barnesville, in Pike county, and to point out the mode of electing Commissioners, and other officers, and for other purposes.

Also a bill to be entitled an act to incorporate the Etowah Gold Mining Company, of Georgia.

They have also passed the following House bills with an amendment, in which they ask the concurrence of the House, to-wit:

A bill to be entitled an act to define the duties and liabilities of all Insurance Companies transacting business in this Commonwealth, except the Georgia Masonic Mutual Life Insurance Company, and Masonic Daughters Mutual Aid Society.

They have also passed the following House bills:

A bill to be entitled an act to incorporate the town of Thomaston in the county of Upson, and appoint Commissioners for the same and for other purposes.

Also, a bill to be entitled an act to incorporate the Camilla & Cuthbert Railroad Company.

Also, a bill to be entitled an act to amend the Penal Code of this State.

Also, a bill to be entitled an act to incorporate the Atlanta Mutual Insurance Society.

Also, a bill to be entitled an act to incorporate the Auraria, Etowah and Camp Creek Mining Company of Lumpkin county, Georgia.

Also, a bill to be entitled an act to incorporate the Candler Creek Hydraulic Hose Mining Company.

Also, a bill to be entitled an act to incorporate the Eatonson & Madison Railroad Company.

Also, a bill to be entitled an act to incorporate the Nacoochee Valley Mining Company, and the Hainey Mining Company of White county.

Also, a bill to be entitled an act to provide for registering the voters of Atlanta.

Also, a bill to be entitled an act to define the jurisdiction of the Courts of this State in suits against railroad companies.

Also, a bill to be entitled an act to amend an act entitled an act to educate the indigent maimed soldiers of the State of Georgia, etc.

Also, a bill to be entitled an act to authorize John Overstreet, of the county of Appling, to establish a fishery on the Tatnall side of the Altamaha river at a sand bar, etc.

Also, a bill to be entitled an act to incorporate the Alpharetta Mining Company.

They have also concurred in the House amendments to the following Senate bills.

A bill to be entitled act to incorporate the Van dyke Hydraulic Hose Mining Company.

Also, a bill to be entitled an act to permit A. K. Whitfield, of the county of Decatur, to peddle in this State free of license.

Also, a bill to be entitled an act to amend an act to incorporate the Georgia Western Railroad Company.

They have also passed the following bill of the House with certain amendments thereto, in which they ask the concurrence of the House:

A bill to be entitled an act declaring Carey J. Thornton eligible to the office of Solicitor General.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate has concurred in the following resolution of the House :

A resolution to allow the Secretary and Assistant Secretary of the Senate, and the Clerk and Assistant Clerk of the House, be allowed twenty days to bring up the unfinished business of their respective Houses, and to index their Journals.

The House took up the Senate amendment to the bill declaring Carey J. Thornton eligible to the office of Solicitor General, and concurred in the same.

Mr. McArthur offered the following resolution, which was read and adopted :

Resolved, That the Speaker of the House be authorized to appoint a committee of three whose duty it shall be to supervise and bring up the unfinished business, and that they be allowed five days for this purpose. The committee appointed under said resolution are Messrs. McArthur, Carpenter, and Smith, of Ware.

The House took up the Senate amendment to the bill incorporating the town of Homerville in the county of Clinch, and concurred in the same.

Mr. Holden, from the Committee on Enrollment, made following report :

Mr. Speaker : The Committee on Enrollment report as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts :

An act to incorporate the Gainesville, Dahlonga and Ducktown Railroad Company.

An act to expedite the trial of causes in the Superior Courts of the State in which the Judges upon the bench may have an interest.

An act to so change the line between the counties of Polk and Haralson as to add to the county of Haralson lots of land Nos. 401, 402, 472, and 473.

An act to alter and amend the 4333d section of Irwin's Code relating to the punishment for cattle stealing.

An act for the relief of G. L. Roberts and Rebecca Matthis, of the county of Union, from the payment of a certain bond therein specified.

An act to regulate the issue and payment of all orders upon the county treasury of the different counties of this State.

An act to relieve Thomas Adams from pains and penalties as security on the bond of William Willy.

An act explanatory of, and to carry into effect, section 12, division 2, and article 5, of the Constitution of the State of Georgia.

An act to provide for the drawing of juries for the Superior Court in the county of Chatham.

An act to legalize the action of E. D. Watson, Ordinary of Lee county.

An act to extend the provisions of an act entitled an act to authorize the formation of two Fire Companies in the city of Macon to be called the Protection Fire Company No. 1, and Ocmulgee Fire Company No. 2, of the city of Macon, and to confer on the members thereof certain privileges and exemptions approved February 7th, 1854, to Mechanics' Fire Company No. 4 of the city of Macon, any law to the contrary notwithstanding.

An act to require the Supreme Court Reporter to publish the decisions of said Court in pamphlet form, and to provide for the distribution of the same, and for other purposes.

An act to give to persons who may be employees in and about any steam saw mills, located in the State of Georgia, or to any person or persons who furnish any steam saw mills so located with timber, saw-logs, or provisions, or with anything necessary to carry on the work of said mill, a lien of the highest dignity upon said mill for dues, wages, debts, or demands, that he, she, or they, may have against the owner, agent or lessee of said mill.

An act to amend the charter of the city of Albany, and to revive the charter and to extend the limits of the town of Camilla, in the State of Georgia.

An act to amend section 3604 of the Revised Code of Georgia.

An act to incorporate the Macon Street Railroad Company, and for others purposes.

The following message was received from the Senate through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following House bill with certain amendments in which they ask the concurrence of the House, to wit:

A bill to be entitled an act to amend the several acts incorporating the town of Cartersville, in the county of Bartow, and to repeal all acts and parts of acts in conflict with this act.

They have also passed the following House bills:

A bill to be entitled an act to incorporate the Georgia Land and Immigration Company.

Also, a bill to be entitled an act to incorporate the Wahoo Mining and Manufacturing Companies and for other purposes.

Also, a bill to be entitled an act to alter and amend an act to change the place of holding legal sales in the county of Muscogee.

Also, to be entitled an act to authorize the Ordinaries of this State to appoint arbitrators in certain cases.

Mr. Holden, from the Committee on Enrollment, made the following report:

Mr. Speaker: The Committee on Enrollment report as duly enrolled, signed by the President of the Senate and ready for the signature of the Speaker of the House of Representatives, the following acts:

An act to permit A. K. Whitfield, of the county of Decatur, and Miles G. Copeland, of the county of Greene, to peddle in this State free of license.

An act to alter and change the line between the counties of DeKalb and Henry, so as to include in the county of Henry the residence of John Callaway.

An act to organize a Criminal Court for each county in this State.

An act to incorporate the Van Dyke Hydraulic Hose Mining Company.

Mr. Holden, Chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, the following acts, to wit:

An act to increase the number of sessions of the Superior Courts in this State, and for other purposes.

Also, an act for the relief of Isaiah Williams.

Also, an act to legalize the acts of the Hon. John T. Clarke, Judge of the Superior Court of the Pataula Circuit, while holding the Superior Court of Stewart county at the April Term, 1868.

Also, an act for the relief of R. L. Rogers, of the county of Bartow.

Also, an act to incorporate the Wilmington Railroad Company.

Also, an act to change the line between the counties of Cherokee and Pickens, so as to include all of Wm. Dowda's plantation in the county of Cherokee.

Also, an act to amend an act to incorporate the town of Spring Place, in the county of Murray.

Also, an act to alter and amend an act to regulate the manner of giving in lands for taxation, and the sale and redemption thereof, and for other purposes, assented to December 12th, 1866.

Also, an act to change the residence of John C. Shipp, of

the county of Cobb, to the county of Paulding, and to change the residence of George M. Lewis, of the county of Paulding, to the county of Cobb.

Also, an act to amend an act incorporating the town of Barnesville, in Pike county, and to point out the mode of electing Commissioners and other officers, and for other purposes.

Also, an act to incorporate the town of Hogansville, in the county of Troup, and for other purposes.

Also, an act to incorporate the town of Jefferson, in Jackson county, and for other purposes.

Also, an act to incorporate the Manufacturing, Marine Railway, Commercial and Dry Dock Company, of Brunswick.

Also, an act for the relief of Merrit Camp, of the county of Gwinnett.

Also, an act to change the time of holding the Fall Term of the Superior Court of Dawson county.

Also, an act for the relief of Rachael Box, of the county of Clinch.

Also, an act for the relief of criminals confined in the prisons of this State for inability to pay fines, costs, and for other purposes.

Also, an act to fix the venue of suits against the Superintendent of the Western and Atlantic Railroad, and for other purposes.

Also, an act to validate the charter of St. Marys, Georgia.

Also, an act to incorporate the town of West End, in the county of Fulton.

Also, an act to change the line between the counties of Henry and Clayton.

Also, an act to change the time of holding the Superior Courts of Bartow county.

Also, an act to incorporate the town of Trion, in the county of Chattooga.

Also, an act to incorporate the Citizen's Bank at Dalton, Georgia, and to define the privileges of said incorporation.

Also, an act to alter and amend an act to incorporate Oglethorpe University at Midway, assented to December 1st, 1835.

Also, an act to allow lawyers to administer oaths in certain cases.

Also, an act to relieve William S. Moughon, of the county of Bibb, from double taxation on his Dougherty plantation for the year 1867.

Also, an act to constitute certain persons therein named a board of Commissioners for the town of Dahlonega.

Also, an act to make valid the tax levied by the Inferior Court of Echols county for educational purposes for the year 1868.

Also, an act to exclude certain lands from the corporate limits of the town of Ringgold.

Also, an act to revise the incorporation of Cedar Town, in Polk county.

Also, an act to raise funds by taxation to build a common jail in the county of Bibb, and to authorize the building of the same, and for other purposes.

Also, an act to loan the credit of the State to the Savannah, Griffin and North Alabama Railroad Company.

Also, an act to incorporate the John King Banking Company of Columbus, and the City Banking Company of Macon, Georgia.

Also, an act to incorporate the Brunswick Gas Light Manufacturing Company.

Also, an act to repeal an act making the Honey Gull landing, on Turtle river, in Glynn county, a public landing.

Also, an act to amend an act, passed November 12, 1866, amending the charter of the town of Sandersville, in the county of Washington, and to vest certain powers in the Commissioners thereof.

Also, an act to extend the time of issuing grants on head-rights, so as to extend the time until December 25, 1869.

Also, an act to provide for the payment of the interest now due, and to mature, on the bonds of the State for the fiscal year 1868.

Also, an act to authorize the municipal authorities of the various towns and cities in the State of Georgia to license pawnbrokers, to define their powers and privileges, and for other purposes therein named.

Also, an act to authorize and empower the Ordinaries of this State to issue writs of *habeas corpus*, and to determine the same.

Also, an act to provide for the election of Justices of the Peace and Constables.

Also, an act to authorize the Universal Life Insurance Company of New York to make investments in the State of Georgia, and for other purposes.

Also, an act to relieve Seaborn Montgomery, and others, as securities upon the bond of Henry L. Tyson, Tax Collector of Schley county, so far as relates to the Convention tax.

Also, an act to change the line between the counties of Hall and White.

Also, an act to incorporate the Georgia and Alabama Steamboat Company.

Also, an act to change the time of holding the Superior Court in the county of Marion.

Also, an act to amend the charter of the Princeton Factory.

Also, an act to incorporate the Atlanta Mutual Insurance Company.

Also, an act to amend the charter of the Atlanta Street Railroad Company to change its name, to confer banking powers on the same, and for other purposes.

Also, an act to amend an act entitled an act to educate the indigent maimed soldiers of the State of Georgia.

Also, an act to appropriate money for the Institution for the Deaf and Dumb, and for other purposes.

Also, an act to incorporate the Buckeye Mining and Manufacturing Company of Forsyth, Hall, Dawson, Lumpkin, and adjoining counties of north-east Georgia.

Also, an act to change the line between the counties of Pickens and Dawson.

Also, an act to authorize the Ordinaries of this State to appoint arbitrators in certain cases.

Also, an act to incorporate the Savings Bank of Atlanta.

Also, an act to alter and amend an act to change the place of holding legal sales in the county of Muscogee.

Also, an act to provide for completing the administration and settlement of the estate of Willis J. Whatley, late of Troup county, deceased.

Also, an act to amend the Penal Code of this State.

Also, an act declaring Carey J. Thornton and E. W. Crocker eligible to the office of Solicitor General.

Also, an act to amend an act entitled an act to incorporate the Rome Mutual Insurance Company of Rome, Georgia, and for other purposes.

Also, an act to change the Terms of the Superior Court for the county of Macon.

Also, an act to revive and amend an act entitled an act for the building and construction of a railroad from the town of Athens to, or near, the town of Clayton, in Rabun county. Also, to extend the Thomaston & Barnesville Railroad to Geneva or some other point of the Muscogee Railroad, and for other purposes.

Also, an act to enable the owners of mines to draw water from branches or other head waters through or over intervening lands.

Also, an act to incorporate the Cavender Creek Hydraulic Hose Mining Company.

Also, an act to incorporate the Nacoochee Valley Mining Company and the Hannay Mining Company, of White county.

Also, an act to incorporate the town of Kingston in the county of Bartow, to appoint Commissioners for the same, and for other purposes.

Also, an act to incorporate the town of Thomaston in the county of Upson, appoint Commissioners for the same, and for other purposes.

An act to incorporate the town of Forrestville in the county of Floyd, and State of Georgia, and to appoint Commissioners for the same, and for other purposes.

Also, an act to incorporate the Dublin Manufacturing Company, and to confer certain privileges thereon.

Also, an act to define the duties and liabilities of all Insurance Companies transacting business in this Commonwealth, except the Georgia Masonic Mutual Life Insurance Company, and Masons' Daughters' Mutual Aid Society.

Also, an act to charter the Georgia Mutual Fire and Life Insurance Company.

Also, an act to define the mode of conducting suits before Justices of the Peace and Notaries Public in this State, and for other purposes.

Also, an act to incorporate the Georgia Land and Immigration Company.

Also, an act to change the line between the counties of Pickens and Cherokee.

Also, an act to incorporate the Alpharetta Mining Company.

Also, an act to alter and amend an act to change the place of holding legal sales in the county of Muscogee.

Also, an act to incorporate the Georgia Fertilizer Manufacturing Company.

Also, an act to authorize land owners on Beard Creek, in the counties of Liberty and Tarnall, to remove obstructions from the same, and for other purposes.

Also, an act to authorize Thomas K. McDonald, the present Clerk elect of the Superior Court of Whitfield county to practice law in counties other than Whitfield.

Also, an act to extend the provisions of the act to amend the several acts now in force, regulating the fees of Magistrates and Constables in the State of Georgia, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and to provide for the mode of collecting the same, approved January 2d, 1852, to the county of Fulton, approved March 1st, 1856, so far as said act applies to the county of Fulton.

Also, an act to incorporate the Etowah Gold Mining Company.

Also, a resolution to furnish certain officers with Harrison's Pamphlet of Public Laws, passed at this session.

Also, an act to authorize John Overstreet, of the county of Appling, to establish a fishery on the Tatnall side of the Altamaha river, at a sand-bar opposite the place known as Carter's Bite, in Appling county, and to draw a seine in the river, etc.

Also, an act to provide for registering the voters of Atlanta.

Also, an act to incorporate the Dalton and Morgantown Railroad Company.

Also, a resolution for the relief of James Holliman, Tax Collector of the county of Upson.

Also, a resolution that Judges of the Superior Court, ex-Judges of the Supreme Court, Reporter and Clerk of the same, and Solicitors General shall continue in office until their successors shall be elected and qualified, and the Governor be authorized to draw his warrant to pay the same.

Also, a resolution to extend the time for completing the Public Printing.

Also, an act to incorporate the town of Homerville, in the county of Clinch, and for other purposes.

Also, an act to amend the several acts incorporating the town of Cartersville, in the county of Bartow, and to repeal all acts and parts of acts in conflict with this act.

Also, an act to incorporate the Wauhoo Mining and Manufacturing Company.

The following message was received from the Senate, through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following House bills :

A bill to be entitled an act to incorporate the Georgia Fertilizer and Manufacturing Company.

Also, a bill to be entitled an act to enable the owners of mines to draw water from branches or other head waters, etc.

Also, a bill, etc., to incorporate the Dublin Manufacturing Company, etc.

Also, a bill, etc., to authorize the land owners on Beard Creek, in the counties of Liberty and Tatnall, and to remove obstructions from the same.

The following message was received from the Senate through Mr. Marshall, their Secretary :

Mr. Speaker : The Senate have passed the following House bills :

A bill to be entitled an act to change the line between the counties of Pickens and Dawson.

Also, a bill to be entitled an act to change the line between the counties of Pickens and Cherokee.

Also, a bill to be entitled an act to change the terms of the Superior Court for the county of Macon.

The following message was received from the Senate through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate have passed the following House bill with certain amendments thereto, in which amendments they ask the concurrence of the House :

A bill to be entitled an act to prohibit hunting on the lands of another, without the consent of the owner of said lands.

They have also passed the following House bills :

A bill to be entitled an act to define the mode of conducting suits before Justices of the Peace and Notaries Public, in this State and for other purposes.

Also, a bill to be entitled an act to provide for the completing of the administration and settlement of the estate of Willis J. Whatley, of Troup county, deceased.

The following message was received from the Senate through Mr. Marshall, their Secretary :

Mr. Speaker: The Senate insists upon their amendments to the House bill entitled an act to prohibit hunting on the lands of another, without the consent of the owner of said lands.

The House took up the Senate amendment to the bill incorporating the Atlanta Savings Bank, and concurred in the same.

The House took up the Senate amendment to the bill to amend the several acts incorporating the town of Cartersville, in the county of Bartow, and to repeal all acts and parts of acts in conflict with this act, and concurred in the same.

The House refused to concur in the Senate amendment upon the bill to prevent hunting upon the lands of another, without the consent of the owner of said lands.

Mr. Scott, of Floyd, offered a resolution, contemplating the taking of a recess until the 1st of November next, and appointing a committee to call the General Assembly together sooner, if said committee should deem it expedient, and upon the adoption of which the ayes and nays were required to be recorded, and resulted in ayes 57, and nays 61.

Those voting in the affirmative, are Messrs:

Ballanger,	Carpenter, of	Ellis, of Spaulding,
Barclay,	Pierce,	Farmer,
Barnum,	Carpenter, of	George,
Barrett,	Hancock,	Glover,
Brewster,	Clarke,	Gober,
Brassell,	Cleghorn,	Goff,
Brinson,	Cloud,	Gullatt,
Burtz,	Crawford,	Harkness,

Harrison, of	McCullough,	Phillips
Franklin,	McComb,	Rumph,
Harper, of Sumter,	Matthews,	Saussey,
Hill,	Maull,	Scott, of Floyd,
Hitchcock,	Morgan,	Seale,
Hook,	Nash,	Sisson,
Hudson,	Nunn,	Smith, of Macon,
Humber,	Page,	Sorrells,
Hundley,	Parke, of Gwinnett,	Sparks,
Kelley,	Parke, of Greene,	Tumlin,
Lindsay,	Pearson,	Walthal,
McArthur,	Pepper,	Wilcher.

Those voting in the negative, are Messrs :

Anderson,	Hall, of Bulloch,	Read,
Ayer,	Hall, of Meriwether,	Rice,
Bell,	Hamilton,	Rosser,
Bethune,	Harden,	Rouse,
Bryant,	Higdon,	Salter,
Buchan,	Hillyer,	Scroggins,
Butt,	Holden,	Shackleford,
Caldwell,	Hopkins,	Shumate,
Carson,	Johnson, of Towns,	Smith, of Telfair,
Chambers,	Kyle,	Smith, of Charlton,
Cobb,	Lane,	Smith, of Coffee,
Cunningham,	Lastinger,	Smith, of Ware,
Darnell,	Long,	Strickland,
Davis,	Madden,	Tweedy,
Donaldson,	Madison,	Warren, of
Erwin,	Neal,	Quitman,
Felder,	Nisbet,	Watkins,
Fincanon,	Penland,	Welchel,
Flournoy,	Perkins, of	Williams, of
Ford,	Cherokee,	Haralson,
Fowler,	Price,	Williams of Morgan,
Franks,	Prudden,	Zellars,
Gray,	Rainey,	Zellner.

Ayes, 57 ; nays, 61. So the resolution was lost.

The following message was received from his Excellency, the Governor, by Mr. de Graffenried his Secretary, to-wit :

Mr. Speaker : The Governor has signed the following act, to-wit :

An act to amend an act to incorporate the Georgia Western Railroad Company.

The following resolution was received from the Senate, through Mr. Marshall their Secretary :

Mr. Speaker : The Senate have passed the following resolution:

A resolution appointing a committee of three on the part of the Senate, to join a like committee from the House, to wait upon his Excellency, the Governor, and inform him that they have gone through with the business of the session, and are ready to adjourn, and to ask of his Excellency, the Governor, if he has any further communication to make to this General Assembly.

The Senate have appointed as such committee, Senators, Speer, Nunnally and McArthur.

The House took up the Senate amendment to the bill to prohibit hunting upon the lands of another without the consent of the owners, adhered to its disagreement thereto, and appointed a committee of conference thereon, consisting of Messrs. Hudson, of Harris, Anderson of Cobb, and Ayer, of Jefferson.

The House took up the Senate resolution appointing a committee to wait upon his Excellency, the Governor, and inform him that both branches of the General Assembly having completed their labors, are now ready to adjourn, and ascertain whether or no he has any other communication to make to the General Assembly, and adopted the same.

The committee appointed under the resolution are Messrs. Shumate, Bell, of Banks, Tweedy, Matthews and Sisson.

Mr. Shumate from the committee appointed to wait upon his Excellency, the Governor, and inform him that both branches of the General Assembly are ready to adjourn, and ascertain whether or no he had anything further to communicate, reported that the committee had performed the duty assigned them, and was informed by his Excellency that he had nothing further to communicate.

On motion, Mr. Sisson was added to the committee appointed to examine the books of the Western & Atlantic Railroad.

The following message was received from the Senate, through Mr. Marshall, their Secretary:

Mr. Speaker: I am directed to inform the House that the Senate is now ready to adjourn *sine die*.

On motion the Clerk was directed to inform the Senate that the House is now ready to adjourn *sine die*.

On motion of Mr. Hudson, the House adjourned *sine die*.

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A.

ABSENCE.

Leave of, granted to—

Mr. Anderson, of Cobb.....	328
Allen, of Hart.....	157 195 274 290 395
Allen, of Jasper.....	140 142
Atkins, of Oglethorpe.....	59 182 311
Ballard, of Monroe.....	46 140 209 324
Ballanger, of Floyd.....	157
Barclay.....	415
Barnes, of Hancock.....	114 231
Barnum, of Stewart.....	142 480
Barnett, of Laurens.....	395 478
Beard, of Richmond.....	156 282
Belcher, of Wilkes.....	395
Bell, of Banks.....	351
Bennett, of Jackson.....	126 250
Bradford, of Wilkes.....	445
Brassell, of Fayette.....	142 318
Brewster, of Harris.....	417
Brinson, of Emanuel.....	96
Bryant, of Richmond.....	114 250 282
Buchan, of Pulaski.....	109 240
Burton.....	417
Burtz, of Mitchell.....	318
Butt, of Marion.....	35 177 289
Caldwell, of Troup.....	114 229 240 371 480
Campbell, of Bryan.....	231
Carson, of Thomas.....	156 250
Chambers, of Meriwether.....	240
Clarke, of DeKalb.....	114 168 203
Cleghorn, of Chattooga.....	55 250 467
Cloud, of Clayton.....	109 405 480
Cobb, of Greene.....	114 176 231 480
Cobb, of Sumter.....	373 390
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Leave of, granted to—

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Drake, of Upson.....	46 55	177 311
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Duncan, of Houston.....	240	405
Ellis, of Gilmer.....	177	478
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Fowler of Catoosa.....		157
Franks, of Bibb.....		371
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Hall, of Bulloch.....		126
Hall, of Glynn.....	35 250	417
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Harkness, of Butts.....	96	311
Haren, of Fannin.....	156 333	490
Harrison, of Franklin.....		157
Harrison, of Hancock.....		142
Harris, of Murray.....		59
Harper, of Sumter.....	140 152	480
Harper, of Terrell.....	96 172	373 480
Harden, of Newton.....	114 156	229 333
Hitchcock.....		318
Holden.....	114	282
Hook, of Milton.....	140	451
Hooks, of Wilkinson.....	96 240	445
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-	114	176	231 250 403 462
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